

**OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA**

THIRTIETH DAY'S PROCEEDINGS

**Twenty-Ninth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Wednesday, May 28, 2003

The Senate was called to order at 3:00 o'clock P.M., by Hon. John Hainkel, President of the Senate.

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. President	Fontenot	Malone
Adley	Gautreaux	Marionneaux
Bajoie	Heitmeier	McPherson
Barham	Hines	Michot
Boissiere	Holden	Mount
Cain	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Jones, CD	Thomas
Ellington	Lambert	Ullo
Fields	Lentini	
Total—38		

ABSENT

Bean
Total—1

The President of the Senate announced there were 38 Senators present and a quorum.

Prayer

The prayer was offered by Senator C. Jones, following which the Senate joined in pledging allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator C. Jones, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

Messages from the House

The following Messages from the House were received and read as follows:

**Message from the House
HOUSE CONFEREES APPOINTED**

May 28, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 987 by Representative DeWitt:

Representatives DeWitt, Hammett and Pinac.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

May 28, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 84—
BY SENATOR ADLEY

A CONCURRENT RESOLUTION

To urge and request the commissioner of administration, the Board of Supervisors of Community and Technical Colleges, and the Board of Regents to undertake the funding of a new campus for the Louisiana Technical College - Northwest Campus.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 98—
BY SENATOR THEUNISSEN

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to study the feasibility of offering community college services through Louisiana Technical College-Sowela campus in Lake Charles at other regional technical college branch campuses, including the Morgan Smith campus in Jennings, and to determine how the state can best meet the educational needs of students and the economic and workforce development needs of the southwest region of the state.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 105—
BY SENATORS BAJOE, BOISSIERE, IRONS, JOHNSON AND HAINKEL
A CONCURRENT RESOLUTION

To congratulate Marc Haydel Morial on his selection as president of the National Urban League and to commend his focus and his determination to resolve the need to improve the economic status of African Americans in America.

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**Privilege Report of the
Legislative Bureau**

May 28, 2003

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication. We advise and suggest the following amendments to the engrossed bills.

HOUSE BILL NO. 83—

BY REPRESENTATIVE BRUCE

AN ACT

To enact R.S. 33:9055.1, relative to the DeSoto Parish Ambulance Service District; to provide for an increase in the membership of the board of commissioners of the district; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 129—

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 17:270(A) and 271(A)(2) and (B) and R.S. 32:402.1(A)(1) and (2)(introductory paragraph) and 402.2 and to enact R.S. 32:402.1(A)(3), relative to driver education and training; to require instruction relative to organ and tissue donation during driver education, training, improvement, and remediation programs; to provide relative to an exemption to such instruction under certain circumstances; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 131—

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 56:10(B)(1)(b) and 578.12(B), relative to shrimp fishing; to limit use of funds in the Shrimp Marketing and Promotion Account; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 174—

BY REPRESENTATIVE DOERGE

AN ACT

To enact Part XXVI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.191 through 3087.203, to create and provide for the Webster Parish Watershed District; to provide for the boundaries and purposes of the district; to create and provide for a board of commissioners of the district; to provide for the powers and duties of the board; to authorize the board to promulgate rules and regulations and to provide for the enforcement thereof; to provide for violations and penalties; to provide relative to the powers and duties of the Department of Transportation and Development with respect to the district; to provide for the regulation of commercial establishments and to provide relative to licensing of such establishments and fees to be imposed thereon; to provide for creation and construction of playgrounds and recreational facilities; to provide relative to mineral leases; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 200—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 33:1236(49)(b)(i), relative to derelict structures; to authorize the governing authority of the parish of Bossier to compel or require property owners to repair or demolish such structures and to charge the property owners

therefor; to provide for the collection of such charges and enforcement thereof; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 206—

BY REPRESENTATIVES MONTGOMERY, L. JACKSON, AND JANE SMITH

AN ACT

To amend and reenact R.S. 19:121, relative to expropriation of property by a declaration of taking by the cities of Bossier City and Shreveport; to redefine property subject to such expropriation; to direct the Louisiana State Law Institute to appropriately rename the Part heading; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 250—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 56:639.8(E), relative to the Artificial Reef Development Fund; to include evaluation of the program in the authorized uses of the fund; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 271—

BY REPRESENTATIVE PITRE

AN ACT

To amend and reenact R.S. 56:649.3, relative to hunting and fishing licenses; to expand the privileges accorded under the combination lifetime hunting and sports fishing license; to provide for recreational fishing gear licenses; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 282—

BY REPRESENTATIVES DEWITT AND MURRAY

A JOINT RESOLUTION

Proposing to amend Article XII, Section 8.1(C)(1)(f) and (g) of the Constitution of Louisiana and to repeal Article XII, Section 8.1(C)(1)(h), relative to the Louisiana Workers' Compensation Corporation; to provide for appointment of members to the board of directors; to remove provision for the appointment of a representative from the state office of risk management; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 306—

BY REPRESENTATIVES DEWITT AND MURRAY

AN ACT

To amend and reenact R.S. 23:1398(A)(4) and (5) and (D) and to repeal R.S. 23:1398(A)(6), relative to Louisiana Workers' Compensation Corporation; to provide for the appointment of members to the board of directors; to provide for the submission of nominees for the board of directors; to repeal the provision that allows for the appointment of a representative from the office of risk management; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 366—

BY REPRESENTATIVE BRUCE

AN ACT

To enact R.S. 25:217.1, relative to certain DeSoto Parish library funds; to prohibit diversion of such funds; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 405—

BY REPRESENTATIVE L. JACKSON
AN ACT

To amend and reenact Sections 4 and 5 of Act No. 573 of the 1975 Regular Session of the Legislature, as amended by Act No. 554 of the 1978 Regular Session of the Legislature, Act No. 411 of the 1980 Regular Session of the Legislature, and Act No. 163 of the 1984 Regular Session of the Legislature, relative to the Downtown Development District of the city of Shreveport; to provide with respect to the responsibility of the Downtown Development Authority to encourage and aid in the preservation, revitalization, and beautification of property within the Downtown Development District; to provide with respect to the authority to provide financial assistance for such preservation, revitalization, and beautification; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 422—

BY REPRESENTATIVES PEYCHAUD AND MURRAY
AN ACT

To amend and reenact Section 8.1(D)(2) of Act No. 170 of the 1968 Regular Session, as enacted by Act No. 155 of the 1984 Regular Session and amended by Act No. 101 of the 1997 Regular Session, relative to the New Orleans Redevelopment Authority; to provide relative to the proper address for notifying the property owner prior to a determination that the property is blighted and subject to acquisition by the authority; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 450—

BY REPRESENTATIVE DOWNER
AN ACT

To amend and reenact R.S. 32:418, relative to the office of motor vehicles; to provide for registration of certain persons with the United States Selective Service when applying for a driver's license, permit, or identification card; to provide for registration of other persons upon reaching eighteen years; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 454—

BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 56:578.10 and 578.11, relative to catfish packaging; to prohibit the possession or exchange of certain mislabeled catfish; to provide for prohibitions on the possession or exchange of certain species of catfish; to provide relative to inspection of catfish packaging facilities; to provide for penalties for violations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 536—

BY REPRESENTATIVE BOWLER
AN ACT

To enact R.S. 32:295.3, relative to the Highway Regulatory Act; to provide for seat belt and motor vehicle liability security checkpoints; to require all law enforcement agencies involved in traffic enforcement to establish guidelines for seat belt and motor vehicle liability security checkpoints; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 544—

BY REPRESENTATIVE DANIEL
AN ACT

To enact R.S. 49:213.9, relative to coastal zone management; to prohibit certain activities on dunes located in the coastal zone; to provide for penalties; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 554—

BY REPRESENTATIVES DEVILLIER AND PIERRE
AN ACT

To amend and reenact R.S. 56:8(84), 305(G), 323(A), and 491(1) and to enact R.S. 56:305(B)(17) and 501, relative to commercial shrimping; to authorize commercial taking of freshwater shrimp in certain waters; to provide relative to nets and other conditions on such taking; to provide for a gear license and the fee therefor; to provide penalties for violations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 555—

BY REPRESENTATIVES KENNEY AND PIERRE
AN ACT

To amend and reenact R.S. 56:327(A)(1)(b)(i), relative to the sale of bass fingerlings; to authorize the sale of longer fingerlings of certain bass species; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 556—

BY REPRESENTATIVE ODINET
AN ACT

To amend and reenact R.S. 56:499(C), relative to fishing nets; to prohibit the use of certain devices with skimmer nets; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 560—

BY REPRESENTATIVES JACK SMITH AND PIERRE
AN ACT

To enact R.S. 34:851.36, relative to boating; to require boating safety courses for persons operating certain motorboats; to provide penalties for violations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 561—

BY REPRESENTATIVES JACK SMITH AND PIERRE
AN ACT

To amend and reenact R.S. 56:302.3(B)(5) and 500(A), relative to recreational gear licenses; to provide for the use of a larger trawl on a recreational gear license; to provide relative to the gear fee required for a larger trawl; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 562—

BY REPRESENTATIVES JACK SMITH AND PIERRE
AN ACT

To repeal R.S. 34:851.8 and 851.31(B), relative to the operation of a motorboat; to repeal a prohibition on operation of a motorboat while intoxicated; and to repeal certain penalty provisions.

Reported without amendments.

HOUSE BILL NO. 563—

BY REPRESENTATIVES JACK SMITH AND PIERRE
AN ACT

To amend and reenact R.S. 56:302.10, relative to recreational fishing; to provide relative to penalties for the sale of recreational catches; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 616—

BY REPRESENTATIVE FAUCHEUX (BY REQUEST)
AN ACT

To enact R.S. 17:81(O), to require that expenditures by city, parish, and other local school boards to reimburse school board members for certain travel and related expenses be in accordance with travel regulations prescribed by the division of administration for state executive branch employees; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 712—

BY REPRESENTATIVES HAMMETT, KENNEY, AND THOMPSON
AN ACT

To enact Part XXVI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.191 through 3087.207, relative to Lake St. Joseph in Tensas Parish; to create the Lake St. Joseph Recreation and Water Conservation District; to create and provide for a board of commissioners of such district; to provide for the powers and duties of the district and the board; to authorize the board to levy taxes and parcel fees, issue bonds, and incur debt; to authorize the board to promulgate rules and regulations to accomplish the purposes of the district and to provide for the enforcement thereof; to provide for violations and penalties; to provide relative to the powers and duties of the Department of Transportation and Development with respect to the district; to provide for the regulation of commercial establishments; to provide for creation and construction of playgrounds and recreational facilities; to provide relative to mineral leases; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 750—

BY REPRESENTATIVE CAZAYOUX
AN ACT

To amend and reenact R.S. 17:239, to prohibit the use or operation of any electronic telecommunication device by a student in any public elementary and secondary school or on the grounds thereof or in any school bus used to transport public school students; to provide exceptions; to provide relative to penalties; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 900—

BY REPRESENTATIVES GARY SMITH AND PIERRE
AN ACT

To amend and reenact R.S. 56:8(116) and 322(E)(4) and to enact R.S. 56:305(B)(4)(f) and 322.1, relative to commercial fishing; to provide for the commercial harvest of shad and skipjack herring with a shad gill net in certain waters; to provide for restrictions and penalties; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 901—

BY REPRESENTATIVES DEVILLIER AND PIERRE
AN ACT

To amend and reenact R.S. 56:8(116), 305(B)(16), and 322(E)(2) and to enact R.S. 56:305(B)(17) and 322.1, relative to commercial fishing; to provide for the commercial harvest of shad and skipjack herring with a shad seine; to provide for restrictions and penalties; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 982—

BY REPRESENTATIVES WELCH, L. JACKSON, AND M. JACKSON
AN ACT

To amend and reenact R.S. 37:2401(1)(b) and 2410(A) and to enact R.S. 37:2410(D), (E), (F), and (G) and 2422, relative to the practice of physical therapy; to provide for referrals from chiropractors; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 988—

BY REPRESENTATIVES LEBLANC, PITRE, AND QUEZAIRE AND
SENATOR MICHOT

AN ACT

To enact R.S. 40:1742.2, relative to mobility-impaired parking; to authorize parish governing authorities to grant variances in the times during which parking spaces are reserved at certain facilities; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1122—

BY REPRESENTATIVES QUEZAIRE AND CAZAYOUX
AN ACT

To amend and reenact R.S. 2:653(A) and 654(B)(introductory paragraph), (1), and (9), (H)(introductory paragraph) and (2), and (J) and to enact R.S. 2:654(B)(14), (15), and (16) and (H)(4) through (8), relative to the Louisiana Airport Authority; to provide relative to the territorial boundaries of such authority; to increase the number of members of the board of commissioners; to provide relative to the term of office for such members; to provide relative to the quorum for the board of commissioners; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1154—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:387.7, relative to special permits; to provide relative to special permits for trucks hauling sugarcane; to provide relative to violations of the authorized weight limit; to provide relative to an appeal process for violations; to prohibit the issuance of special permits to certain trucks beginning August 1, 2008; to authorize the promulgation of rules and regulations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1207—

BY REPRESENTATIVE PITRE

AN ACT

To enact R.S. 33:31, relative to local governmental subdivisions; to provide for state preemption relative to regulation of cellular telephone or other electronic communications device usage in motor vehicles; to prohibit local governmental subdivisions from enacting ordinances or other provisions regulating the use of cellular telephones or other electronic communications devices in motor vehicles; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1296—

BY REPRESENTATIVE TRICHE

AN ACT

To enact R.S. 47:296.2 and R.S. 56:647(C), relative to the suspension or denial of recreational hunting and fishing licenses; to provide for the suspension, revocation, or denial of the issuance of certain licenses for failure to pay the individual income tax; to provide for promulgation of rules; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1309—

BY REPRESENTATIVE R. CARTER

AN ACT

To amend and reenact R.S. 17:3991(A)(1), relative to charter schools; to prohibit a charter school from employing the members of the governing or management board of such school; to provide certain limitations relative to family members serving on a charter school governing or management board; to provide for compliance; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1346—

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 33:461(A)(4), relative to the assessment and collection of municipal taxes; to provide that municipal property taxes in the city of Westwego shall be due and payable on March thirty-first of each year; to provide for their collection; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1470—

BY REPRESENTATIVES SALTER, NEVERS, AND WALSWORTH

AN ACT

To amend and reenact R.S. 17:3129.1(A) and to enact R.S. 17:3351(D), relative to the articulation of courses among and recognition of course credit by state public colleges and universities; to provide for certain written reports by the Board of Regents; to provide relative to the duties and responsibilities of public postsecondary management boards; to require that students and prospective students at any state public college and university receive certain information relative to course offerings at the institution; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1470 by Representative Salter

AMENDMENT NO. 1

On page 1, line 2, following "To" delete the remainder of the line and insert "enact R.S. 17:3129.1(A)(4) and 3351(D),"

AMENDMENT NO. 2

On page 1, lines 12 and 13, following "R.S. 17:3129.1(A)" and before "hereby enacted" change "is hereby amended and reenacted and R.S. 17:3351(D) is" to "(4) and 3351(D) are"

HOUSE BILL NO. 1554—

BY REPRESENTATIVES MURRAY, DEWITT, AND TUCKER

AN ACT

To amend and reenact R.S. 23:1514(A)(1), (B), and (C), 1553(B)(7)(a) (introductory paragraph), (8), (9)(a) (introductory paragraph), (10), and (11)(a) (introductory paragraph) and to repeal R.S. 23:1474(J), relative to the workforce development

training account; to provide for individual, standardized training of incumbent workers; to provide for eligibility requirements for businesses; to establish procedure for requests for training and reimbursements; to provide to selection of training provider; to allow the use of funds to cover unemployment insurance functions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1662—

BY REPRESENTATIVES K. CARTER AND PEYCHAUD

AN ACT

To enact R.S. 17:29, relative to school social workers; to require the employment of a full-time social worker in each city, parish, and other local public school identified as a failing school in certain parishes; to provide for definitions; to provide for applicability; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1662 by Representative K. Carter

AMENDMENT NO. 1

On page 1, line 13, following "adopted" and before "the" insert "by"

HOUSE BILL NO. 1728—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 56:1948.5(20), to enact R.S. 56:1948.5(58) through (62), and to repeal R.S. 56:1948.5(36), (39), (40), (42), (43), and (45), relative to Louisiana Byways designations; to provide for the inclusion of certain highways and section of highways in statutory provisions of the Louisiana Byways; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1747—

BY REPRESENTATIVES BROOME, M. JACKSON, AND WELCH

AN ACT

To enact R.S. 33:1236(21)(h), relative to the cutting of grass and obnoxious weeds in the parish of East Baton Rouge; to require the governing authority of the parish to provide additional notice to property owners who fail to cut such grass and weeds; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1793—

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 47:463.2(A), relative to special personalized prestige license plates for motor vehicles; to increase the fee for issuance of certain special personalized prestige license plates; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1834—

BY REPRESENTATIVES SWILLING AND RICHMOND

AN ACT

To enact R.S. 47:463.111, 463.112, 463.113, and 463.114, relative to motor vehicles prestige license plates; to provide for the creation of a special prestige license plate for the Beacon Light Baptist Church; to provide for the creation of a special prestige license plate for the Greater St. Stephens Ministries; to provide for the creation of a special prestige license plate for the New Home Ministries; to provide for the creation of a special prestige license plate for the Camphor Memorial United Methodist

Church; to provide for the issuance of such plates; to provide relative to the fees of such plates; to provide for the uses of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1841—

BY REPRESENTATIVE FANNIN

AN ACT

To amend and reenact R.S. 56:1685(C)(20), relative to Caney Creek Lake State Park; to rename the state park Jimmie Davis State Park; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1890—

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 17:1966, relative to extracurricular activities; to permit students attending the Louisiana School for Math, Science, and the Arts to be eligible to participate in extracurricular activities at certain state-approved nonpublic schools; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1899—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:380(A) and to repeal R.S. 32:380(E), relative to the width of vehicles; to increase the width of certain vehicles allowed to travel on certain highways; to repeal provisions relative to reasonable access for vehicles or combinations of vehicles, in excess of certain widths, between the interstate system and other highways; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1903—

BY REPRESENTATIVE MCVEA

AN ACT

To enact R.S. 38:2212(A)(1)(d)(ii), relative to letting public contracts; to provide for an exception for certain construction projects undertaken by public entities; to provide for an effective date; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
LOUIS LAMBERT
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Lambert, the Legislative Bureau amendments were adopted and the Bills and Joint Resolutions were read by title and passed to a third reading.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House**ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS**

May 28, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 2013 (Substitute Bill for House Bill No. 1725

by Representative Townsend)—

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 44:4.1(B)(1) and to enact Part XVI of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:559.1 through 559.13 and R.S. 36:629(Q) and 919.7 and R.S. 56:319(F), relative to aquacultural development; to create the Louisiana Aquaculture Coordinating Council; to provide for the membership, organization, powers, and duties of the Louisiana Aquaculture Coordinating Council; to provide for the powers of the commissioner of the Department of Agriculture and Forestry; to provide relative to authority from the Department of Wildlife and Fisheries to possess certain fish; to require certain aquatic producers to obtain a license or permit; to provide for fees for the issuance of such license or permit; to establish criteria for inspecting licensed facilities; to provide for the deposit and disbursement of fees and penalties; to enumerate violations; to provide for investigations of facilities; to provide civil penalties for violations; and to provide for related matters.

HOUSE BILL NO. 1923—

BY REPRESENTATIVES HUDSON AND NEVERS

AN ACT

To enact R.S. 17:427.3, to provide for the Teach Louisiana First Program to reduce the shortage of certified teachers in certain schools; to provide for program purposes, eligibility criteria, incentive payments, reports, administration, and funding; and to provide for related matters.

HOUSE BILL NO. 1091—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact R.S. 13:982(G)(1)(a) and (I)(2)(b), to enact R.S. 13:501(B)(3)(d) and (e), and to repeal R.S. 13:982(E), relative to judges in the Fortieth Judicial District; to set the per page court reporter fees for transcribed and copied testimony in civil and criminal matters; to authorize the judges to provide for additional matters to be held on the east bank of the Mississippi River with the consent of all of the judges after a certain date; to authorize a defendant to waive the requirement that certain criminal matters be held on the west bank of the river; to repeal certain duties of the court reporters; and to provide for related matters.

HOUSE BILL NO. 1419—

BY REPRESENTATIVE ERDEY

AN ACT

To amend and reenact R.S. 22:1404(3)(c)(i) and (d)(i), relative to insurance rates and defensive driving courses; to authorize the office of state police to promulgate rules and regulations to establish criteria and standards for the approval and certification of defensive driving courses; to authorize agreements for the funding of the approval and certification process for defensive driving courses; to provide for related matters.

HOUSE BILL NO. 1850—

BY REPRESENTATIVE HOPKINS

AN ACT

To amend and reenact R.S. 32:1720.1, relative to the towing and storage of motor vehicles; requires a repair or body shop operator to surrender a vehicle to a lienholder under certain circumstances; to require a lienholder to pay certain expenses prior to surrender of the vehicle; and to provide for related matters.

HOUSE BILL NO. 1567—

BY REPRESENTATIVES K. CARTER AND MURRAY

AN ACT

To authorize and provide for a cooperative endeavor agreement for use of certain state property in Orleans Parish with the city of New Orleans; and to provide for related matters.

HOUSE BILL NO. 1538—

BY REPRESENTATIVE TUCKER

AN ACT

To amend and reenact R.S. 22:2010(C)(1) and to enact Part XII-B of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:2036.1 through 2036.10, relative to health maintenance organizations; to implement risk-based capital requirements for health maintenance organizations; to provide with respect to the authority of the commissioner of insurance to enforce such requirements; to provide for hearings; to provide for confidentiality; to provide for immunity; to provide for regulations; and to provide for related matters.

HOUSE BILL NO. 583—

BY REPRESENTATIVES FARRAR, CAZAYOUX, HOPKINS, AND THOMPSON

A JOINT RESOLUTION

Proposing to amend Article XII, Section 6(A) of the Constitution of Louisiana, relative to the Lottery Proceeds Fund; to require annual appropriation of certain monies in the Lottery Proceeds Fund for the minimum foundation program and services for compulsive and problem gaming; to provide for an effective date; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

HOUSE BILL NO. 294—

BY REPRESENTATIVE MORRELL

AN ACT

To amend and reenact R.S. 15:529.1(C), relative to the habitual offender law; to provide for applicability based upon the period of time between each conviction; and to provide for related matters.

HOUSE BILL NO. 359—

BY REPRESENTATIVE BRUNEAU

AN ACT

To amend and reenact R.S. 17:71.3(E)(2)(a) and (c), relative to the use of divided precincts in school board redistricting; to provide relative to precincts divided by the boundary between a city and a parish school system; to prohibit conducting an election using a ballot based on a plan that violates restrictions on the use of divided precincts; and to provide for related matters.

HOUSE BILL NO. 401—

BY REPRESENTATIVE DEWITT

AN ACT

To enact R.S. 17:1501.2, to authorize the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to impose specific tuition and attendance fee amounts for students attending Louisiana State University at Alexandria; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 637—

BY REPRESENTATIVE LEBLANC

A JOINT RESOLUTION

Proposing to amend Article VII, Sections 10.3(A)(2)(a)(introductory paragraph) and 10.5(B) of the Constitution of Louisiana, to provide for the deposit of certain mineral revenues in the Budget Stabilization Fund; to correct an incorrect reference to the Budget Stabilization Fund; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

HOUSE BILL NO. 927—

BY REPRESENTATIVE GUILLORY

AN ACT

To enact R.S. 46:18, relative to disability; to provide for access to medical records; to provide for costs associated with photocopying; and to provide for related matters.

HOUSE BILL NO. 1020—

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 37:1281(A), relative to fees of physicians and surgeons, and allied health care professionals; to authorize the Louisiana State Board of Medical Examiners to establish and modify the fee schedule for any license, certificate, permit, or registration that it is authorized by law to issue; to provide for the recovery of costs associated with certain administrative functions of the board; and to provide for related matters.

HOUSE BILL NO. 1236—

BY REPRESENTATIVE CRANE

AN ACT

To enact R.S. 17:3351.5(A)(7), relative to increases in tuition amounts for students at certain schools under the management of the Louisiana State University Board of Supervisors; to provide for specified tuition increases for students attending the Louisiana State University School of Veterinary Medicine; to provide limitations; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 1327—

BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 30:560 and 561, relative to pipeline safety inspection fees; to provide relative to the collection and amounts of such fees; to provide relative to persons responsible for paying such fees; and to provide for related matters.

HOUSE BILL NO. 1536—

BY REPRESENTATIVE LEBLANC

AN ACT

To enact R.S. 17:3129.5, relative to a state tuition and fee policy; to authorize the Board of Regents to study and formulate a state tuition and fee policy for public postsecondary education institutions and systems; to provide for legislative review and approval of such policy; to provide relative to policy implementation and annual reports; and to provide for related matters.

HOUSE BILL NO. 1613—

BY REPRESENTATIVES WINSTON, R. CARTER, DOERGE, DURAND, GLOVER, GUILLORY, ILES, L. JACKSON, M. JACKSON, KATZ, McDONALD, PERKINS, SCHWEGMANN, SHAW, STRAIN, WALKER, AND WELCH

AN ACT

To enact R.S. 46:52.1, relative to public welfare and assistance; to establish the intent of the legislature in the delivery of social services through a "no wrong door" concept; to define "integrated case management" and "service integration"; to require the secretary of the Department of Social Services to develop an integrated case management model which includes multidisciplinary teams; to require the participation of multiple

departments in the development of an integrated case management model; and to provide for related matters.

HOUSE BILL NO. 1783—

BY REPRESENTATIVE WRIGHT

AN ACT

To amend and reenact R.S. 52:5, relative to jurisdiction over land sited in the state but under custody of the United States; to extend the period within which that concurrent jurisdiction shall apply; and to provide for related matters.

HOUSE BILL NO. 1786—

BY REPRESENTATIVE ALARIO AND SENATOR B. JONES

AN ACT

To amend and reenact R.S. 17:3351.3(C) and to enact R.S. 17:1855.1, 3351.3(D), and 3351.7, to authorize the boards of supervisors of the Southern University System, the Louisiana State University System, and the University of Louisiana System to impose an academic excellence fee for students attending the institutions under the management and supervision of each board; to provide for the fee amounts; to provide relative to waivers for certain students; to provide limitations; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 1802—

BY REPRESENTATIVES HUNTER, HONEY, AND PEYCHAUD

AN ACT

To enact R.S. 17:1855(D), to authorize the Board of Supervisors of Southern University and Agricultural and Mechanical College to impose specific increases in tuition amounts for students enrolled at the law center; to provide limitations; to provide for effectiveness; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1810—

BY REPRESENTATIVES BEARD AND SHAW AND SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 40:1299.36, 1299.36.1, and 1299.36.2 and to repeal Section 3 of Act No. 788 of the 1999 Regular Session of the Legislature, relative to human cloning; to prohibit human cloning; to provide for definitions; to provide for exceptions; to provide for criminal penalties; to repeal the termination date of provisions that prohibit human cloning; and to provide for related matters.

HOUSE BILL NO. 1556—

BY REPRESENTATIVES SCHWEGMANN AND PEYCHAUD

AN ACT

To enact R.S. 17:3351.7, to authorize the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to impose a specified fee increase for students attending the University of New Orleans; to provide relative to waivers for certain students; to provide limitations; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 70—

BY REPRESENTATIVE PITRE AND SENATOR DUPRE

AN ACT

To enact R.S. 49:170.8, relative to state symbols; to designate the loss of coastal wetlands to be our "state crisis"; to authorize the use of the "America's WETLAND" logo on official state documents; and to provide for related matters.

HOUSE BILL NO. 301—

BY REPRESENTATIVE MURRAY

AN ACT

To repeal R.S. 23:1225(C)(1)(b), relative to workers' compensation; to repeal the provision allowing the reduction of benefits for receipt of old-age benefits received under the Social Security Act.

HOUSE BILL NO. 314—

BY REPRESENTATIVE PITRE

AN ACT

To enact R.S. 42:7(A)(2)(c), relative to open meetings; to require certain public bodies to e-mail notices of meetings upon request; and to provide for related matters.

HOUSE BILL NO. 354—

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 11:2260(A)(2)(introductory paragraph) and (a)(introductory paragraph), (c), (d), (e), and (f) and (6) and to enact R.S. 11:2260(A)(2)(g), relative to the Firefighters' Retirement System of Louisiana; to provide for the membership of the board of trustees; to provide quorum requirements; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 409—

BY REPRESENTATIVE MARTINY

AN ACT

To enact R.S. 27:25.1, relative to the Video Draw Poker Devices Control Law; to prohibit the assessment of costs on the prevailing party in an administrative proceeding or an appeal; and to provide for related matters.

HOUSE BILL NO. 412—

BY REPRESENTATIVE MCVEA

AN ACT

To amend and reenact R.S. 11:1549(A), relative to the Clerks' of Court Retirement and Relief Fund; to provide with respect to cost-of-living adjustments; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 231—

BY REPRESENTATIVE TOWNSEND

AN ACT

To enact R.S. 49:170.8, relative to state symbols; to provide that the Natchitoches Meat Pie is the official state meat pie of Louisiana; and to provide for related matters.

HOUSE BILL NO. 425—

BY REPRESENTATIVE PITRE

A JOINT RESOLUTION

Proposing to add Article VII, Section 21(J) of the Constitution of Louisiana, relative to ad valorem property tax exemptions; to exempt drilling rigs used exclusively for the exploration and development of minerals outside the territorial limits of the state in each parish in which the voters approve a proposition granting such exemption; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

HOUSE BILL NO. 455—

BY REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact R.S. 26:80(F) and 280(F), relative to permits to sell alcoholic beverages of high and low alcoholic content; to provide that a person is not necessarily disqualified from receiving a permit for certain felony convictions; and to provide for related matters.

HOUSE BILL NO. 565—

BY REPRESENTATIVE CRANE AND SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 11:162(C), relative to the Teachers' Retirement System of Louisiana; to provide for membership therein; to provide for classes of employees not eligible for membership; to provide for the promulgation of rules; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 633—

BY REPRESENTATIVE HUTTER
AN ACT

To enact R.S. 49:170.8, to designate the Creole Tomato as the state vegetable plant; and to provide for related matters.

HOUSE BILL NO. 916—

BY REPRESENTATIVE SCHNEIDER AND SENATOR BOISSIERE
AN ACT

To amend and reenact R.S. 11:779(B), relative to the Teachers' Retirement System of Louisiana; to provide with respect to deceased disability retirees; to provide for benefits for surviving minor children; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 969—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 22:2(A)(1), R.S. 23:1, R.S. 30:2003(A), and R.S. 51:121 and 921 and to enact R.S. 22:1368, relative to state agencies and the regulation of business and industry; to provide relative to the insurance industry; to provide for the conduct of certain adjudications involving insurance by the Division of Administrative Law; to provide relative to labor laws; to provide relative to regulation and control over the state's environment; to provide relative to commerce and economic development in the state; and to provide for related matters.

HOUSE BILL NO. 995—

BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 11:558(A)(4) and (5) and to enact R.S. 11:558(A)(6), relative to judges and court officers who are members of the Louisiana State Employees' Retirement System; to provide for retirement of judges and court officers with ten years of creditable service upon attaining the age of sixty-five years; and to provide for related matters.

HOUSE BILL NO. 1055—

BY REPRESENTATIVE LANCASTER
AN ACT

To repeal R.S. 49:996(10), relative to the duties of the director of the division of administrative law; to remove the requirement that the director assure that agencies are properly promulgating rules.

HOUSE BILL NO. 1271—

BY REPRESENTATIVE L. JACKSON
AN ACT

To amend and reenact R.S. 33:2495(B)(1)(a)(introductory paragraph) and to enact R.S. 33:2495(B)(3), relative to fire and police civil service; to provide relative to formal training required of each person selected for appointment to the entry level position of Fire Communications Officer (I) in the city of Shreveport; to provide for commencement of the working test period after successful completion of formal training; and to provide for related matters.

HOUSE BILL NO. 1332 (Duplicate of Senate Bill No. 788)—

BY REPRESENTATIVE CAZAYOUX AND SENATOR MICHOT
AN ACT

To amend and reenact R.S. 23:1221(4)(s)(v), relative to permanent partial disability; to provide for the extension of the catastrophic injury sunset provision; and to provide for related matters.

HOUSE BILL NO. 1387—

BY REPRESENTATIVE LANCASTER
AN ACT

To enact R.S. 49:964.1 and 992(H), relative to judicial review of adjudications; to provide for the payment of attorney fees and court costs; to provide for a report of such payments; and to provide for related matters.

HOUSE BILL NO. 1388—

BY REPRESENTATIVES LANCASTER AND BOWLER
AN ACT

To amend and reenact Chapter 13-B of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:991 through 999.25, relative to the creation and operation of a division of administrative law; to provide for the employment, qualifications, duties, and authority of administrative law judges; to provide for exceptions; to make technical changes; and to provide for related matters.

HOUSE BILL NO. 1452—

BY REPRESENTATIVE HOPKINS
AN ACT

To enact R.S. 33:221.3, relative to municipal annexations; to provide relative to annexation of territory included within fire protection districts in Caddo Parish; to provide relative to the procedures governing such annexations; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

**House Bills and Joint Resolutions
on First Reading**

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 70—

BY REPRESENTATIVE PITRE AND SENATOR DUPRE
AN ACT

To enact R.S. 49:170.8, relative to state symbols; to designate the loss of coastal wetlands to be our "state crisis"; to authorize the use of the "America's WETLAND" logo on official state documents; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 231—

BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 49:170.8, relative to state symbols; to provide that the Natchitoches Meat Pie is the official state meat pie of Louisiana; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 294—

BY REPRESENTATIVE MORRELL
AN ACT

To amend and reenact R.S. 15:529.1(C), relative to the habitual offender law; to provide for applicability based upon the period of time between each conviction; and to provide for related matters.

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HOUSE BILL NO. 301—

BY REPRESENTATIVE MURRAY
AN ACT

To repeal R.S. 23:1225(C)(1)(b), relative to workers' compensation; to repeal the provision allowing the reduction of benefits for receipt of old-age benefits received under the Social Security Act.

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HOUSE BILL NO. 314—

BY REPRESENTATIVE PITRE

AN ACT

To enact R.S. 42:7(A)(2)(c), relative to open meetings; to require certain public bodies to e-mail notices of meetings upon request; and to provide for related matters.

The bill was read by title; lies over under the rules.

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BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 11:2260(A)(2)(introductory paragraph) and (a)(introductory paragraph), (c), (d), (e), and (f) and (6) and to enact R.S. 11:2260(A)(2)(g), relative to the Firefighters' Retirement System of Louisiana; to provide for the membership of the board of trustees; to provide quorum requirements; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

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BY REPRESENTATIVE BRUNEAU

AN ACT

To amend and reenact R.S. 17:71.3(E)(2)(a) and (c), relative to the use of divided precincts in school board redistricting; to provide relative to precincts divided by the boundary between a city and a parish school system; to prohibit conducting an election using a ballot based on a plan that violates restrictions on the use of divided precincts; and to provide for related matters.

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BY REPRESENTATIVE DEWITT

AN ACT

To enact R.S. 17:1501.2, to authorize the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to impose specific tuition and attendance fee amounts for students attending Louisiana State University at Alexandria; to provide for effectiveness; and to provide for related matters.

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HOUSE BILL NO. 409—

BY REPRESENTATIVE MARTINY

AN ACT

To enact R.S. 27:25.1, relative to the Video Draw Poker Devices Control Law; to prohibit the assessment of costs on the prevailing party in an administrative proceeding or an appeal; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 412—

BY REPRESENTATIVE MCVEA

AN ACT

To amend and reenact R.S. 11:1549(A), relative to the Clerks' of Court Retirement and Relief Fund; to provide with respect to cost-of-living adjustments; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 425—

BY REPRESENTATIVE PITRE

A JOINT RESOLUTION

Proposing to add Article VII, Section 21(J) of the Constitution of Louisiana, relative to ad valorem property tax exemptions; to exempt drilling rigs used exclusively for the exploration and development of minerals outside the territorial limits of the state in each parish in which the voters approve a proposition granting such exemption; and to specify an election for

submission of the proposition to electors and provide a ballot proposition.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 455—

BY REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact R.S. 26:80(F) and 280(F), relative to permits to sell alcoholic beverages of high and low alcoholic content; to provide that a person is not necessarily disqualified from receiving a permit for certain felony convictions; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 565—

BY REPRESENTATIVE CRANE AND SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 11:162(C), relative to the Teachers' Retirement System of Louisiana; to provide for membership therein; to provide for classes of employees not eligible for membership; to provide for the promulgation of rules; to provide for an effective date; and to provide for related matters.

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HOUSE BILL NO. 583—

BY REPRESENTATIVES FARRAR, CAZAYOUX, HOPKINS, AND THOMPSON

A JOINT RESOLUTION

Proposing to amend Article XII, Section 6(A) of the Constitution of Louisiana, relative to the Lottery Proceeds Fund; to require annual appropriation of certain monies in the Lottery Proceeds Fund for the minimum foundation program and services for compulsive and problem gaming; to provide for an effective date; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 633—

BY REPRESENTATIVE HUTTER

AN ACT

To enact R.S. 49:170.8, to designate the Creole Tomato as the state vegetable plant; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 637—

BY REPRESENTATIVE LEBLANC

A JOINT RESOLUTION

Proposing to amend Article VII, Sections 10.3(A)(2)(a)(introductory paragraph) and 10.5(B) of the Constitution of Louisiana, to provide for the deposit of certain mineral revenues in the Budget Stabilization Fund; to correct an incorrect reference to the Budget Stabilization Fund; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 916—

BY REPRESENTATIVE SCHNEIDER AND SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:779(B), relative to the Teachers' Retirement System of Louisiana; to provide with respect to deceased disability retirees; to provide for benefits for surviving minor children; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 927—

BY REPRESENTATIVE GUILLORY
AN ACT

To enact R.S. 46:18, relative to disability; to provide for access to medical records; to provide for costs associated with photocopying; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 969—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 22:2(A)(1), R.S. 23:1, R.S. 30:2003(A), and R.S. 51:121 and 921 and to enact R.S. 22:1368, relative to state agencies and the regulation of business and industry; to provide relative to the insurance industry; to provide for the conduct of certain adjudications involving insurance by the Division of Administrative Law; to provide relative to labor laws; to provide relative to regulation and control over the state's environment; to provide relative to commerce and economic development in the state; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 995—

BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 11:558(A)(4) and (5) and to enact R.S. 11:558(A)(6), relative to judges and court officers who are members of the Louisiana State Employees' Retirement System; to provide for retirement of judges and court officers with ten years of creditable service upon attaining the age of sixty-five years; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1020—

BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 37:1281(A), relative to fees of physicians and surgeons, and allied health care professionals; to authorize the Louisiana State Board of Medical Examiners to establish and modify the fee schedule for any license, certificate, permit, or registration that it is authorized by law to issue; to provide for the recovery of costs associated with certain administrative functions of the board; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1055—

BY REPRESENTATIVE LANCASTER
AN ACT

To repeal R.S. 49:996(10), relative to the duties of the director of the division of administrative law; to remove the requirement that the director assure that agencies are properly promulgating rules.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1091—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 13:982(G)(1)(a) and (I)(2)(b), to enact R.S. 13:501(B)(3)(d) and (e), and to repeal R.S. 13:982(E), relative to judges in the Fortieth Judicial District; to set the per page court reporter fees for transcribed and copied testimony in civil and criminal matters; to authorize the judges to provide for additional matters to be held on the east bank of the Mississippi River with the consent of all of the judges after a certain date; to authorize a defendant to waive the requirement that certain criminal matters be held on the west bank of the river; to repeal certain duties of the court reporters; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1236—

BY REPRESENTATIVE CRANE
AN ACT

To enact R.S. 17:3351.5(A)(7), relative to increases in tuition amounts for students at certain schools under the management of the Louisiana State University Board of Supervisors; to provide for specified tuition increases for students attending the Louisiana State University School of Veterinary Medicine; to provide limitations; to provide for effectiveness; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1271—

BY REPRESENTATIVE L. JACKSON
AN ACT

To amend and reenact R.S. 33:2495(B)(1)(a)(introductory paragraph) and to enact R.S. 33:2495(B)(3), relative to fire and police civil service; to provide relative to formal training required of each person selected for appointment to the entry level position of Fire Communications Officer (I) in the city of Shreveport; to provide for commencement of the working test period after successful completion of formal training; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1327—

BY REPRESENTATIVE PIERRE
AN ACT

To amend and reenact R.S. 30:560 and 561, relative to pipeline safety inspection fees; to provide relative to the collection and amounts of such fees; to provide relative to persons responsible for paying such fees; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1332 (Duplicate of Senate Bill No. 788)—

BY REPRESENTATIVE CAZAYOUX AND SENATOR MICHOT
AN ACT

To amend and reenact R.S. 23:1221(4)(s)(v), relative to permanent partial disability; to provide for the extension of the catastrophic injury sunset provision; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1387—

BY REPRESENTATIVE LANCASTER
AN ACT

To enact R.S. 49:964.1 and 992(H), relative to judicial review of adjudications; to provide for the payment of attorney fees and court costs; to provide for a report of such payments; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1388—

BY REPRESENTATIVES LANCASTER AND BOWLER
AN ACT

To amend and reenact Chapter 13-B of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:991 through 999.25, relative to the creation and operation of a division of administrative law; to provide for the employment, qualifications, duties, and authority of administrative law judges; to provide for exceptions; to make technical changes; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1419—

BY REPRESENTATIVE ERDEY

AN ACT

To amend and reenact R.S. 22:1404(3)(c)(i) and (d)(i), relative to insurance rates and defensive driving courses; to authorize the office of state police to promulgate rules and regulations to establish criteria and standards for the approval and certification of defensive driving courses; to authorize agreements for the funding of the approval and certification process for defensive driving courses; to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1452—

BY REPRESENTATIVE HOPKINS

AN ACT

To enact R.S. 33:221.3, relative to municipal annexations; to provide relative to annexation of territory included within fire protection districts in Caddo Parish; to provide relative to the procedures governing such annexations; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1536—

BY REPRESENTATIVE LEBLANC

AN ACT

To enact R.S. 17:3129.5, relative to a state tuition and fee policy; to authorize the Board of Regents to study and formulate a state tuition and fee policy for public postsecondary education institutions and systems; to provide for legislative review and approval of such policy; to provide relative to policy implementation and annual reports; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1538—

BY REPRESENTATIVE TUCKER

AN ACT

To amend and reenact R.S. 22:2010(C)(1) and to enact Part XII-B of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:2036.1 through 2036.10, relative to health maintenance organizations; to implement risk-based capital requirements for health maintenance organizations; to provide with respect to the authority of the commissioner of insurance to enforce such requirements; to provide for hearings; to provide for confidentiality; to provide for immunity; to provide for regulations; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1556—

BY REPRESENTATIVES SCHWEGMANN AND PEYCHAUD

AN ACT

To enact R.S. 17:3351.7, to authorize the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to impose a specified fee increase for students attending the University of New Orleans; to provide relative to waivers for certain students; to provide limitations; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1567—

BY REPRESENTATIVES K. CARTER AND MURRAY

AN ACT

To authorize and provide for a cooperative endeavor agreement for use of certain state property in Orleans Parish with the city of New Orleans; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1613—

BY REPRESENTATIVES WINSTON, R. CARTER, DOERGE, DURAND, GLOVER, GUILLORY, ILES, L. JACKSON, M. JACKSON, KATZ, MCDONALD, PERKINS, SCHWEGMANN, SHAW, STRAIN, WALKER, AND WELCH

AN ACT

To enact R.S. 46:52.1, relative to public welfare and assistance; to establish the intent of the legislature in the delivery of social services through a "no wrong door" concept; to define "integrated case management" and "service integration"; to require the secretary of the Department of Social Services to develop an integrated case management model which includes multidisciplinary teams; to require the participation of multiple departments in the development of an integrated case management model; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1783—

BY REPRESENTATIVE WRIGHT

AN ACT

To amend and reenact R.S. 52:5, relative to jurisdiction over land sited in the state but under custody of the United States; to extend the period within which that concurrent jurisdiction shall apply; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1786—

BY REPRESENTATIVE ALARIO AND SENATOR B. JONES

AN ACT

To amend and reenact R.S. 17:3351.3(C) and to enact R.S. 17:1855.1, 3351.3(D), and 3351.7, to authorize the boards of supervisors of the Southern University System, the Louisiana State University System, and the University of Louisiana System to impose an academic excellence fee for students attending the institutions under the management and supervision of each board; to provide for the fee amounts; to provide relative to waivers for certain students; to provide limitations; to provide for effectiveness; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1802—

BY REPRESENTATIVES HUNTER, HONEY, AND PEYCHAUD

AN ACT

To enact R.S. 17:1855(D), to authorize the Board of Supervisors of Southern University and Agricultural and Mechanical College to impose specific increases in tuition amounts for students enrolled at the law center; to provide limitations; to provide for effectiveness; to provide an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1810—

BY REPRESENTATIVES BEARD AND SHAW AND SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 40:1299.36, 1299.36.1, and 1299.36.2 and to repeal Section 3 of Act No. 788 of the 1999 Regular Session of the Legislature, relative to human cloning; to prohibit human cloning; to provide for definitions; to provide for exceptions; to provide for criminal penalties; to repeal the termination date of provisions that prohibit human cloning; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1850—

BY REPRESENTATIVE HOPKINS

AN ACT

To amend and reenact R.S. 32:1720.1, relative to the towing and storage of motor vehicles; requires a repair or body shop operator to surrender a vehicle to a lienholder under certain circumstances; to require a lienholder to pay certain expenses prior to surrender of the vehicle; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1923—

BY REPRESENTATIVES HUDSON AND NEVERS

AN ACT

To enact R.S. 17:427.3, to provide for the Teach Louisiana First Program to reduce the shortage of certified teachers in certain schools; to provide for program purposes, eligibility criteria, incentive payments, reports, administration, and funding; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 2013 (Substitute Bill for House Bill No. 1725 by Representative Townsend)—

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 44:4.1(B)(1) and to enact Part XVI of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:559.1 through 559.13 and R.S. 36:629(Q) and 919.7 and R.S. 56:319(F), relative to aquacultural development; to create the Louisiana Aquaculture Coordinating Council; to provide for the membership, organization, powers, and duties of the Louisiana Aquaculture Coordinating Council; to provide for the powers of the commissioner of the Department of Agriculture and Forestry; to provide relative to authority from the Department of Wildlife and Fisheries to possess certain fish; to require certain aquatic producers to obtain a license or permit; to provide for fees for the issuance of such license of permit; to establish criteria for inspecting licensed facilities; to provide for the deposit and disbursement of fees and penalties; to enumerate violations; to provide for investigations of facilities; to provide civil penalties for violations; and to provide for related matters.

The bill was read by title; lies over under the rules.

**House Bills and Joint Resolutions
Pending Referral to Legislative Bureau**

The following House Bills and Joint Resolutions were taken up and acted upon as follows:

HOUSE BILL NO. 599—

BY REPRESENTATIVES JOHNS AND FRUGE

AN ACT

To amend and reenact R.S. 40:1299.41(A)(1) and to enact R.S. 40:1299.41(A)(21), relative to medical malpractice; to provide for definitions; to provide for emergency medical services rendered in certain circumstances; and to provide for related matters.

Floor Amendments Sent Up

Senator Michot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Michot to Engrossed House Bill No. 599 by Representative Johns (Duplicate of Senate Bill No. 742)

AMENDMENT NO. 1

On page 2, line 22, change “is” to “would be”

AMENDMENT NO. 2

On page 2, line 23, change “law” to “laws”

On motion of Senator Michot, the amendments were adopted.

Under the provisions of Joint Rule No. 5, the amended duplicate bill was read by title and referred to the Legislative Bureau.

**House Bills and Joint Resolutions
on Second Reading to be Referred**

The following House Bills and Joint Resolutions were read by title and referred to committees as follows:

HOUSE BILL NO. 150—

BY REPRESENTATIVE TUCKER

AN ACT

To enact R.S. 45:844.4 and 844.8, relative to telephonic solicitations; to provide relative to solicitations to wireless subscribers; to provide for definitions; to prohibit certain solicitations; to provide for responsibility; to provide for investigations and penalties; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and Internal Affairs.

HOUSE BILL NO. 173—

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 45:844.12(4)(g), relative to telephonic solicitations; to provide for definitions; to provide for exceptions; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and Internal Affairs.

HOUSE BILL NO. 811—

BY REPRESENTATIVE MURRAY

AN ACT

To enact Chapter 31 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:2091 through 2094, relative to the Orleans and Jefferson Parish Transportation Authority; to create the Orleans and Jefferson Parish Transportation Authority to discuss and coordinate transportation issues pertaining to Orleans and Jefferson Parish; and to establish the boundaries thereof; to provide for a board of commissioners; to provide for membership of such board its powers, duties, and functions; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

HOUSE BILL NO. 859—

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 37:1474(B), relative to the Louisiana State Board of Home Inspectors; to include the International Society of Home Inspectors among the organizations that provide a list of names for selection of the members of the board; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and Internal Affairs.

HOUSE BILL NO. 883—

BY REPRESENTATIVE BROOME

AN ACT

To amend and reenact R.S. 33:2870, 2891.4, 4720.16(C), 4720.29(A), and 4720.30(C) and to enact R.S. 33:2881, 4720.16(D), and 4720.29(D), relative to the post-adjudication sale or donation of adjudicated property; to authorize the purchaser or donee of such property to record an affidavit relative to notice procedures; to provide relative to the cancellation of encumbrances recorded against such property and to require the clerks of court to cancel encumbrances recorded against such property; to exempt such property from certain provisions governing the transfer of property acquired by the state or political subdivisions; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 892—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 51:2453(4) and to enact R.S. 47:6007(C)(4), relative to economic development incentives; to provide that certain out-of-state employees locating in Louisiana qualify as "new direct jobs" when determining the amount of rebates under the Quality Jobs Rebate Program; to provide relative to certain transactions of motion picture investors; to provide for an effective date; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and Internal Affairs.

HOUSE BILL NO. 976—

BY REPRESENTATIVE JACK SMITH

AN ACT

To enact R.S. 32:63.2, relative to speed limits; to provide for speed limits on Louisiana Highway 182; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

HOUSE BILL NO. 1051—

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact Code of Civil Procedure Article 1920, relative to court costs; to require the non-prevailing party to pay all costs if the suit is frivolous; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 1237—

BY REPRESENTATIVE WALSWORTH

AN ACT

To amend and reenact Code of Civil Procedure Articles 2332(A), 2636(1), and 3722 and to repeal Code of Civil Procedure Article 2639, relative to foreclosure; to provide for appraisals in judicial sales under fieri facias; to provide for authentic evidence in executory proceedings; to provide for enforcement by ordinary process; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 1339—

BY REPRESENTATIVE GLOVER

AN ACT

To rename a portion of Louisiana Highway 3132 between Interstate 20 and Interstate 49, located in Caddo Parish, the Terry Bradshaw Passway; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

HOUSE BILL NO. 1348—

BY REPRESENTATIVE PITRE

AN ACT

To amend and reenact R.S. 34:3254(C), relative to the Grand Isle Port Commission; to provide with respect to the maximum amount of indebtedness which may be incurred by the commission; to provide that indebtedness incurred by the commission shall not be guaranteed by the town of Grand Isle; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

HOUSE BILL NO. 1564—

BY REPRESENTATIVE WALSWORTH

AN ACT

To amend and reenact R.S. 46:236.5(C), relative to hearing officers; to provide for the use of hearing officers in expedited proceedings relative to domestic matters; to expand the authority of hearing officers; to provide for the entering of default judgments; to provide for the granting of uncontested matters; to authorize the referral for mediation, evaluations, and drug tests; to provide for contempt of court; to provide a process for objecting to a hearing officer's recommendations; to provide for final judgments; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 1617—

BY REPRESENTATIVE DEVILLIER

AN ACT

To amend and reenact Civil Code Article 1833, relative to signatures on authentic acts; to require legible hand printed or typed names; to provide for defect of form; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 1672—

BY REPRESENTATIVES BROOME, WELCH, LUCAS, AND MURRAY

AN ACT

To enact R.S. 1:58.2, relative to special days; to recognize and designate the third Saturday in June as "Juneteenth Day"; to provide that this date shall be observed by the state; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 1708—

BY REPRESENTATIVES HAMMETT AND FAUCHEUX

AN ACT

To enact Part V of Chapter 9 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:1950.1 and 1950.2, relative to historic roads and Louisiana byways; to designate the Louisiana Great River Road as a Louisiana byway; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

HOUSE BILL NO. 1794—

BY REPRESENTATIVE R. CARTER
AN ACT

To amend and reenact Code of Civil Procedure Article 970(C), relative to offer of judgment procedures; to provide for attorney fees; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 1814—

BY REPRESENTATIVE DIEZ
AN ACT

To amend and reenact R.S. 48:274.1(A), relative to highways; to provide relative to logo signs on interstate highways and other certain highways; to authorize the department to contract with a qualified third party for the placement and maintenance of logo signs; to provide relative to the contract and accounting of revenues between the parties; to provide relative to fees for certain logo signs; to authorize the promulgation of rules and regulations; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

HOUSE BILL NO. 1820—

BY REPRESENTATIVE M. JACKSON
AN ACT

To enact Code of Evidence Article 518, relative to privileged communications; to provide for a testimonial privilege for certain communications made to a trained peer support member; to provide for definitions; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 1839—

BY REPRESENTATIVES BAYLOR AND L. JACKSON
AN ACT

To enact Children's Code Article 423(C)(6), relative to the authority of hearing officers in juvenile court; to authorize hearing officers to hear and make recommendations on all restraining orders filed in accordance with Children's Code Articles 1569 and 1570; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary C.

HOUSE BILL NO. 1840—

BY REPRESENTATIVE DARTEZ
AN ACT

To amend and reenact R.S. 37:1104(A), (B)(1) and (2)(a) and (C), 1116(B)(introductory paragraph) and (C)(introductory paragraph), 1120(A)(introductory paragraph), and 1121 and to repeal R.S. 37:1104(B)(2)(d) and 1106(A)(9), relative to licensed marriage and family therapists; to provide for changes to the content of the board; to delete the examination fee for marriage and family license applicants; to provide for replacements for vacancies that arise in the board; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and Internal Affairs.

HOUSE BILL NO. 1861—

BY REPRESENTATIVES BRUCE AND PINAC
AN ACT

To amend and reenact R.S. 6:101(B)(1) and (4), relative to the commissioner of the Office of Financial Institutions; to provide for qualifications; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and Internal Affairs.

HOUSE BILL NO. 1896—

BY REPRESENTATIVE PITRE
AN ACT

To enact R.S. 9:2800.13, relative to liability for damages related to transportation of material by carrier; to provide for specific findings of fact; to provide for a determination of causation; to provide for evidence of negligence or fault; to provide for the applicability of comparative fault; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 1928—

BY REPRESENTATIVE DOWNER
AN ACT

To amend and reenact R.S. 48:229, relative to the state highway system; to provide relative to priority reports on construction projects; to provide relative to the factors the Department of Transportation and Development shall consider when deciding the order of priorities; to require the department to consider certain factors when determining the order of priority projects; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

HOUSE BILL NO. 1935—

BY REPRESENTATIVE KATZ
AN ACT

To amend and reenact R.S. 47:463(A)(3), relative to special prestige license plates; to require an organization to prepay the secretary of the office of motor vehicles for one thousand license plates or provide a guarantee that one thousand license plates will be purchased before such a plate is created; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

HOUSE BILL NO. 2020 (Substitute for House Bill No. 1546 by Representative Bowler)—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 9:2273, relative to trusts; to provide for the definition of corporate trustee; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

May 28, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 181—

BY REPRESENTATIVE SHAW

A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Community and Technical Colleges to comply with the provisions of R.S. 17:4(B)(1) relative to the retention of all rights, privileges, and benefits enjoyed by persons employed by the State Board of Elementary and Secondary Education or the state Department of Education in the performance of its functions relating to postsecondary vocational-technical schools when such functions and employees were transferred by the legislature to the Board of Supervisors of Community and Technical Colleges.

HOUSE CONCURRENT RESOLUTION NO. 182—

BY REPRESENTATIVE WINSTON

A CONCURRENT RESOLUTION

To memorialize the United States Congress to amend the provisions of Section 418(d)(6)(C) of Title 42 of the United States Code to allow every state the right to divide retirement systems established by the state or its political subdivisions into two parts, the first part being composed of members who desire to participate jointly in both the state, statewide, or local retirement system and the federal social security system and the second part of any such divided retirement system to be composed of members who desire to participate solely in the state, statewide, or local retirement system but not in the federal social security system.

HOUSE CONCURRENT RESOLUTION NO. 183—

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To commend Teri C. Noel upon being named the 2001 Louisiana Elementary School Principal of the Year.

HOUSE CONCURRENT RESOLUTION NO. 184—

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the owners or operators of certain communication towers and structures to provide the secretary of the Department of Transportation and Development with the locations of such towers and structures and to urge and request the House and Senate Transportation, Highways and Public Works Committees to study the practicality and costs and benefits of marking and lighting such communication towers and other structures which are more than one hundred feet but less than two hundred feet in height.

HOUSE CONCURRENT RESOLUTION NO. 185—

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To commend Debra H. Schum upon being named the 2002 Louisiana High School Principal of the Year.

HOUSE CONCURRENT RESOLUTION NO. 186—

BY REPRESENTATIVE R. CARTER

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to resurface Louisiana Highway 1042 in St.

Helena Parish in front of St. Helena Central Elementary and Middle Schools.

HOUSE CONCURRENT RESOLUTION NO. 187—

BY REPRESENTATIVE BROOME

A CONCURRENT RESOLUTION

To urge and request the Federal Communications Commission to suspend the effective date of wireless number portability rules until the completion of implementation of and compliance with certain capabilities and mandates and to memorialize the Congress of the United States of America to enact legislation preventing the Federal Communications Commission from reimposing wireless number portability rules until such time as it finds that implementation of the capabilities necessary for emergency communications and homeland security and compliance with the FCC's enhanced 911 mandates are complete.

HOUSE CONCURRENT RESOLUTION NO. 189—

BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Transportation and Development, the United States Department of Transportation, and United States Department of Homeland Security to enhance the emergency evacuation routes from Orleans, Plaquemines, and St. Bernard parishes through the greater Slidell area to the Mississippi state line.

HOUSE CONCURRENT RESOLUTION NO. 191—

BY REPRESENTATIVE THOMPSON

A CONCURRENT RESOLUTION

To memorialize the United States Congress to support legislation to increase the funds available through the USDA/CSREES to support the land-grant university system of education, research, and outreach and to express legislative support for, and memorialize congress to support, implementation of recommendations of the 2003 Louisiana Agricultural Crisis Summit.

HOUSE CONCURRENT RESOLUTION NO. 192—

BY REPRESENTATIVE FRUGE

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to study the need for and feasibility of transferring the management and supervision of the Louisiana Technical College from the Board of Supervisors of Community and Technical Colleges to the State Board of Elementary and Secondary Education, transferring the management and supervision of the community colleges currently under the jurisdiction of the Board of Supervisors of Community and Technical Colleges to the Board of Supervisors for the University of Louisiana System, and abolishing the Board of Supervisors of Community and Technical Colleges and to report its findings and recommendations to the House Committee on Education and the Senate Committee on Education by not later than sixty days prior to the convening of the 2004 Regular Session of the legislature.

HOUSE CONCURRENT RESOLUTION NO. 193—

BY REPRESENTATIVE FRUGE

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to study the need for and feasibility of transferring the management and supervision of all public colleges and universities from their respective management boards to the Board of Regents and providing that such existing management boards shall be advisory in nature to the Board of Regents as to the institutions currently under their control and to report its findings and recommendations to the House Committee on Education and the Senate Committee on Education by not later than sixty days prior to the convening of the 2004 Regular Session of the legislature.

HOUSE CONCURRENT RESOLUTION NO. 195—

BY REPRESENTATIVES TOWNSEND, SALTER, AND THOMPSON
A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in consultation with each of the postsecondary education management boards and their respective institutions, to formulate, develop, and recommend for implementation by such management boards and institutions methods, programs, and strategies for meeting in an effective and efficient manner the need and demand for quality community college level educational programs and services by students who are located in geographic areas in which there is no public community college or in which community college services are limited by using the faculties, facilities, and other resources available at public baccalaureate degree-granting institutions.

HOUSE CONCURRENT RESOLUTION NO. 196—

BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study issues relative to school entrance age requirements, including but not limited to the advantages and disadvantages of requiring that children be six years old prior to September thirtieth to enter the first grade, and to submit a written report of its findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2004 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 197—

BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in consultation with the Board of Supervisors of Community and Technical Colleges, to study all aspects of the effect on community colleges of full implementation at the state's public baccalaureate degree granting institutions of admissions criteria as provided for in the Board of Regents' Master Plan for Public Postsecondary Education: 2001, and to report in writing on study findings and recommendations to the House Committee on Education and to the Senate Committee on Education by not later than sixty days prior to the convening of the 2004 Regular Session of the Legislature.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Concurrent Resolutions

Senator Ullo asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 181—

BY REPRESENTATIVE SHAW
A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Community and Technical Colleges to comply with the provisions of R.S. 17:4(B)(1) relative to the retention of all rights, privileges, and benefits enjoyed by persons employed by the State Board of Elementary and Secondary Education or the state Department of Education in the performance of its functions relating to postsecondary vocational-technical schools when such functions and employees were transferred by the legislature to the Board of Supervisors of Community and Technical Colleges.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 182—

BY REPRESENTATIVE WINSTON
A CONCURRENT RESOLUTION

To memorialize the United States Congress to amend the provisions of Section 418(d)(6)(C) of Title 42 of the United States Code to allow every state the right to divide retirement systems established by the state or its political subdivisions into two parts, the first part being composed of members who desire to participate jointly in both the state, statewide, or local retirement system and the federal social security system and the second part of any such divided retirement system to be composed of members who desire to participate solely in the state, statewide, or local retirement system but not in the federal social security system.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Retirement.

HOUSE CONCURRENT RESOLUTION NO. 183—

BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION

To commend Teri C. Noel upon being named the 2001 Louisiana Elementary School Principal of the Year.

The resolution was read by title. Senator Schedler moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fontenot	Malone
Adley	Gautreaux	McPherson
Bajoie	Heitmeier	Mount
Barham	Hines	Romero
Boissiere	Holden	Schedler
Cain	Hollis	Smith
Chaisson	Hoyt	Tarver
Dardenne	Irons	Theunissen
Dean	Johnson	Thomas
Dupre	Jones, CD	Ullo
Ellington	Lambert	
Fields	Lentini	
Total—34		

NAYS

Total—0

ABSENT

Bean	Jones, B	Michot
Cravins	Marionneau	
Total—5		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 184—

BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION

To urge and request the owners or operators of certain communication towers and structures to provide the secretary of the Department of Transportation and Development with the locations of such towers and structures and to urge and request the House and Senate Transportation, Highways and Public Works Committees to study the practicality and costs and benefits of marking and lighting such communication towers and other structures which are more than one hundred feet but less than two hundred feet in height.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Transportation, Highways, and Public Works.

HOUSE CONCURRENT RESOLUTION NO. 185—

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To commend Debra H. Schum upon being named the 2002 Louisiana High School Principal of the Year.

The resolution was read by title. Senator Schedler moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fontenot	Malone
Adley	Gautreaux	McPherson
Bajoie	Heitmeier	Michot
Barham	Hines	Mount
Boissiere	Holden	Romero
Cain	Hollis	Schedler
Chaisson	Hoyt	Smith
Dardenne	Irons	Tarver
Dean	Johnson	Theunissen
Dupre	Jones, CD	Thomas
Ellington	Lambert	Ullo
Fields	Lentini	
Total—35		

NAYS

Total—0

ABSENT

Bean	Jones, B
Cravins	Marionneau
Total—4	

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 186—

BY REPRESENTATIVE R. CARTER

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to resurface Louisiana Highway 1042 in St. Helena Parish in front of St. Helena Central Elementary and Middle Schools.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Transportation, Highways, and Public Works.

HOUSE CONCURRENT RESOLUTION NO. 187—

BY REPRESENTATIVE BROOME

A CONCURRENT RESOLUTION

To urge and request the Federal Communications Commission to suspend the effective date of wireless number portability rules until the completion of implementation of and compliance with certain capabilities and mandates and to memorialize the Congress of the United States of America to enact legislation preventing the Federal Communications Commission from reimposing wireless number portability rules until such time as it finds that implementation of the capabilities necessary for emergency communications and homeland security and compliance with the FCC's enhanced 911 mandates are complete.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Commerce, Consumer Protection and Internal Affairs

HOUSE CONCURRENT RESOLUTION NO. 189—

BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Transportation and Development, the United States Department of Transportation, and United States Department of Homeland Security to enhance the emergency evacuation routes from Orleans, Plaquemines, and St. Bernard parishes through the greater Slidell area to the Mississippi state line.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Transportation, Highways, and Public Works.

HOUSE CONCURRENT RESOLUTION NO. 191—

BY REPRESENTATIVE THOMPSON

A CONCURRENT RESOLUTION

To memorialize the United States Congress to support legislation to increase the funds available through the USDA/CSREES to support the land-grant university system of education, research, and outreach and to express legislative support for, and memorialize congress to support, implementation of recommendations of the 2003 Louisiana Agricultural Crisis Summit.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Agriculture, Forestry, Aquaculture and Rural Development.

HOUSE CONCURRENT RESOLUTION NO. 192—

BY REPRESENTATIVE FRUGE

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to study the need for and feasibility of transferring the management and supervision of the Louisiana Technical College from the Board of Supervisors of Community and Technical Colleges to the State Board of Elementary and Secondary Education, transferring the management and supervision of the community colleges currently under the jurisdiction of the Board of Supervisors of Community and Technical Colleges to the Board of Supervisors for the University of Louisiana System, and abolishing the Board of Supervisors of Community and Technical Colleges and to report its findings and recommendations to the House Committee on Education and the Senate Committee on Education by not later than sixty days prior to the convening of the 2004 Regular Session of the legislature.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 193—

BY REPRESENTATIVE FRUGE

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to study the need for and feasibility of transferring the management and supervision of all public colleges and universities from their respective management boards to the Board of Regents and providing that such existing management boards shall be advisory in nature to the Board of Regents as to the institutions currently under their control and to report its findings and recommendations to the House Committee on Education and the Senate Committee on Education by not later than sixty days prior to the convening of the 2004 Regular Session of the legislature.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 195—
BY REPRESENTATIVES TOWNSEND, SALTER, AND THOMPSON
A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in consultation with each of the postsecondary education management boards and their respective institutions, to formulate, develop, and recommend for implementation by such management boards and institutions methods, programs, and strategies for meeting in an effective and efficient manner the need and demand for quality community college level educational programs and services by students who are located in geographic areas in which there is no public community college or in which community college services are limited by using the faculties, facilities, and other resources available at public baccalaureate degree-granting institutions.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 196—
BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study issues relative to school entrance age requirements, including but not limited to the advantages and disadvantages of requiring that children be six years old prior to September thirtieth to enter the first grade, and to submit a written report of its findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2004 Regular Session.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 197—
BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in consultation with the Board of Supervisors of Community and Technical Colleges, to study all aspects of the effect on community colleges of full implementation at the state's public baccalaureate degree granting institutions of admissions criteria as provided for in the Board of Regents' Master Plan for Public Postsecondary Education: 2001, and to report in writing on study findings and recommendations to the House Committee on Education and to the Senate Committee on Education by not later than sixty days prior to the convening of the 2004 Regular Session of the Legislature.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Education.

Reports of Committees

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON
INSURANCE**

Senator Tarver, Chairman on behalf of the Committee on Insurance, submitted the following report:

May 28, 2003

To the President and Members of the Senate:

I am directed by your Committee on Insurance to submit the following report:

SENATE BILL NO. 416—
BY SENATOR SMITH
AN ACT

To enact R.S. 36:109(E) and Chapter 59 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:3621 through 3646, relative to independent insurance adjusters; to provide for licensure of independent adjusters; to create and otherwise provide with respect to the Louisiana Independent Insurance Adjuster Board; to provide for fees, duties, obligations, and other licensing matters for independent claims adjusters; to provide for exemptions; and to provide for related matters.

Reported by substitute.

HOUSE CONCURRENT RESOLUTION NO. 120—
BY REPRESENTATIVE BOWLER
A CONCURRENT RESOLUTION

To urge and request the state legislatures in the United States to oppose legislation to participate in Interstate Insurance Product Regulation Compact.

Reported favorably.

HOUSE BILL NO. 618—
BY REPRESENTATIVE FLAVIN
AN ACT

To amend and reenact R.S. 22:1460, relative to insurance agents; to specify the manner in which certain life and health insurance agents may obtain information from applicants; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 767—
BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 22:15(B)(1)(c), (e), (g), (o), (p), (q), and (r) and (2)(a)(iv), (vi), (vii), and (xvi) and (b)(vii) and (x), and (c)(vii), (x), and (xi), to enact R.S. 22:15(B)(1)(t) and (2)(a)(xvii), (b)(xi) and (xii), and (c)(xii) and (xiii), and to repeal R.S. 22:15(B)(1)(b) and (2)(a)(iii), relative to the Louisiana Property and Casualty Insurance Commission; to provide for membership; to provide for designees; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1149—
BY REPRESENTATIVE BOWLER
AN ACT

To enact R.S. 22:250.20, relative to health insurance; to provide relative to the compliance of health insurance issuers with state law relative to the Gramm-Leach-Bliley Act; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1437—
BY REPRESENTATIVE HEBERT
AN ACT

To enact R.S. 22:250.39, relative to health insurance; to provide with respect to underpayment of health insurance claims; to provide relative to retroactive contractual rate adjustments negotiated between a health insurance issuer and a health care provider; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1438—

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact R.S. 22:245(A) and 246(1), (2), and (9), relative to a pilot health insurance program; to provide for small employers; to provide for eligibility; to provide for health insurance issuers; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1508—

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact R.S. 22:1401(E) and (F), 1404(5), 1405(C), 1406(A), (B), and (D)(1)(a)(ii) and (c)(i)(introductory paragraph), 1407(A)(1) and (2)(introductory paragraph), (B), (C), (D), (E), (G), (H), and (K), 1408, 1409(A), (B), (D), and (G)(2), 1410, 1411, 1413(B), (C), and (D), 1414(B), 1415, 1416, 1418, 1419(A)(1) and (B), and 1422 and to repeal R.S. 22:1401(G) and (H), 1406(C) and (D)(7), 1407(J) and (L), 1417.1, and 1420, relative to the functions, duties, and activities of the Louisiana Insurance Rating Commission; to provide for the office of property and casualty; to provide for procedures; to provide for expenses; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1765—

BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact R.S. 22:250.38(B), relative to recoupment of payments; to provide for appeal of health insurer's action; to allow a health care provider thirty days to provide certain information to the insurer; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
GREGORY TARVER
Chairman

REPORT OF COMMITTEE ON

HEALTH AND WELFARE

Senator Schedler, Chairman on behalf of the Committee on Health and Welfare, submitted the following report:

May 28, 2003

To the President and Members of the Senate:

I am directed by your Committee on Health and Welfare to submit the following report:

SENATE CONCURRENT RESOLUTION NO. 101—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals and the Department of Social Services to cooperate in providing for a survey on ten percent of assisted living facilities and residential care facilities.

Reported with amendments.

SENATE BILL NO. 1091—

BY SENATOR BAJOEI

AN ACT

To enact R.S. 22:215.24, relative to health insurance; to require that optional coverage of treatment for morbid obesity by certain health insurance policies, contracts, and plans be offered; and to provide for related matters.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 74—

BY REPRESENTATIVES WINSTON, R. CARTER, DOERGE, DURAND, GUILLORY, ILES, L. JACKSON, M. JACKSON, PERKINS, SCHWEGMANN, SHAW, STRAIN, AND WALKER

A CONCURRENT RESOLUTION

To direct the office of community services within the Department of Social Services to create a Foster Care and Adoption Management report which shall delineate and compare certain foster care and adoption information.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 105—

BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To memorialize the United States Congress to urge and request its appropriate standing committees or subcommittees to study the impact that the United States Food and Drug Administration's policies, rules, and regulations may have on pharmaceutical companies and the development of new pharmaceuticals, including delays in developing and introducing new pharmaceuticals to the market, the cost of retesting drugs, the length of patent times, less drug choices for consumers, and the rising cost of pharmaceuticals.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 107—

BY REPRESENTATIVE ILES

A CONCURRENT RESOLUTION

To urge and request the Department of Social Services to include information about the benefits of breastfeeding and lactation management in their training programs for day care staff.

Reported favorably.

HOUSE BILL NO. 95—

BY REPRESENTATIVE TRICHE

AN ACT

To repeal Section 2 of Act 612 of the 2001 Regular Session of the Legislature, relative to the authority of the Department of Social Services, Support Enforcement Services Program, office of family support, to suspend motor vehicle operator and professional, occupational, business, or industrial licenses for nonpayment of child support; to repeal the termination date on which the authority expires; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 233—

BY REPRESENTATIVES ILES AND WELCH

AN ACT

To amend and reenact R.S. 46:1409(B)(5) and 1413(E), relative to child care facilities; to prohibit discrimination against breast-fed babies; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 239—

BY REPRESENTATIVES DANIEL, KATZ, WALSWORTH, AND L. JACKSON

AN ACT

To amend and reenact R.S. 40:5.5(E) and to enact R.S. 40:5.5(G), relative to sanitary inspections; to change the definition of food service establishments for food safety certificates; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 281—

BY REPRESENTATIVE DEWITT

AN ACT

To enact R.S. 36:254.1 and to repeal Act No. 146 of the 1995 Regular Session of the Louisiana Legislature and R.S. 29:33.1, relative to the Hot Wells Rehabilitation Center; to transfer the center to the office of public health in the Department of Health and Hospitals; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 918—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To enact Part VI of Chapter 2 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:91 through 94, relative to birth certificates; to provide for the issuance of certificates of stillbirth; to provide for delayed certificates of stillbirth; to provide for certified copies and fees; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 951—

BY REPRESENTATIVE WINSTON

AN ACT

To amend and reenact R.S. 46:449(A)(1), relative to the family responsibility program; to designate the Department of Health and Hospitals to administer the program; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 953—

BY REPRESENTATIVE WINSTON

AN ACT

To enact Children's Code Article 1461.1, relative to mental health; to provide for communication with a parent or guardian of a confined minor child; to specify the type of information to be given by the confining facility; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 954—

BY REPRESENTATIVES WINSTON, SCHWEGMANN, STRAIN, ERDEY, MCVEA, NEVERS, AND POWELL

AN ACT

To amend and reenact R.S. 39:1533(A) and to enact Part IX-A of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:382.1 and 771(E) and Chapter 16 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:851 through 856, and R.S. 36:254(H) and 258(H), relative to human services; to provide a statewide framework to govern the delivery of mental health, developmental disabilities, and addictive disorders services funded by appropriations from the state; to create the Florida Parishes Human Services Authority; to provide for powers, duties, and functions of the authority; to create a governing board and provide for membership, powers, duties, and functions; to provide for the transfer of certain powers, duties, and functions from the Department of Health and Hospitals to the authority; to provide for transfer of employees; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 957—

BY REPRESENTATIVES WELCH AND MURRAY

AN ACT

To enact R.S. 46:153.3(C), relative to prescription drugs used in the treatment of HIV/AIDS, hepatitis C, and schizophrenia; to provide a list of drugs which shall be exempt from the Department of Health and Hospitals' reimbursement limits or prior approval requirements; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1147—

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 28:381(11) and to enact R.S. 28:20, relative to admission to or services of treatment facilities of the Department of Health and Hospitals; to limit admission to or services of such facilities to persons who meet certain criteria; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1321—

BY REPRESENTATIVE K. CARTER

AN ACT

To enact Part LVI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.171 and 1300.172, relative to environmental health surveillance; to provide for purpose of environmental health surveillance; to provide for objective; to provide for creation of a working group; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1534—

BY REPRESENTATIVES WINSTON AND WELCH

AN ACT

To amend and reenact R.S. 36:4(F) and R.S. 46:2521, 2522, and 2524, to enact R.S. 46:2525 and R.S. 49:210.1, and to repeal R.S. 46:2523, relative to the Louisiana Women's Policy and Research Commission; to provide for the creation of the commission; to provide for a special assistant to the governor on women's policy; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1605—

BY REPRESENTATIVES ILES, DOERGE, HILL, PITRE, JOHN SMITH, AND SENATOR ADLEY

AN ACT

To enact R.S. 40:1300.143(3)(a)(viii), (ix), and (x), relative to the Rural Hospital Preservation Act; to add certain hospitals to the definition of a rural hospital; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1826 (Substitute for House Bill No. 1081 by Representative Durand) —

BY REPRESENTATIVE DURAND

AN ACT

To enact R.S. 37:934, relative to registered nurses; to provide for utilization review under the Louisiana Medical Assistance Program; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1904—

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 40:2017.11, relative to fees for review of plans by the Department of Health and Hospitals; to increase fees for the review of construction plans for hospitals,

ambulatory surgical centers, nursing homes, and group or community homes or other residential living options by the Department of Health and Hospitals; and to provide for related matters.

Reported favorably.

Respectfully submitted,
TOM SCHEDLER
Chairman

REPORT OF COMMITTEE ON

SENATE AND GOVERNMENTAL AFFAIRS

Senator Ullo, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

May 28, 2003

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

SENATE CONCURRENT RESOLUTION NO. 74—
BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2004 Regular Session of the Legislature the provisions of R.S. 39:127, relative to the authority of the commissioner of administration to allocate, transfer, and reallocate buildings and vacated spaces.

Reported with amendments.

SENATE BILL NO. 403—
BY SENATOR FONTENOT (By Request)
AN ACT

To enact Subpart I of Part VII of Chapter 1 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:150.21, relative to public buildings; to authorize the board of commissioners of the Louisiana Stadium and Exposition District to contract with a private entity to paint the flag of the United States of America and "God Bless America" on the roof of the Louisiana Superdome; and to provide for related matters.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 4—
BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION

To urge and request the secretary of state to study internet voting.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 18—
BY REPRESENTATIVE PINAC
A CONCURRENT RESOLUTION

To authorize and request the Louisiana State Law Institute to review the following statutory provisions and in all locations it deems appropriate change current references to the Federal Savings and Loan Insurance Corporation to the Federal Deposit Insurance Corporation.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 25—
BY REPRESENTATIVE PINAC
A CONCURRENT RESOLUTION

To authorize and request the Louisiana State Law Institute to review the following statutory provisions and in all locations it deems

appropriate change current references to the Federal Home Loan Bank Board to the Office of Thrift Supervision.

Reported favorably.

HOUSE BILL NO. 71—
BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 18:443.1(B), 443.2(7), 444(I), 445(A)(3) and (4), and 464(C)(4), relative to committees of recognized political parties; to provide with respect to the applicability of provisions of law relative to the establishment, composition, apportionment, and election of, qualifying fees for, and vacancies on such committees; to provide with respect to the number and apportionment of state central committees; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 75—
BY REPRESENTATIVE MURRAY
AN ACT

To enact R.S. 1:55(E)(4), relative to legal holidays; to provide that the Municipal Court of New Orleans and the Traffic Court of New Orleans shall have the same legal holidays as the Civil District Court for the parish of Orleans and the Criminal District Court for the parish of Orleans; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 589—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 1:55(E)(1)(d), relative to legal holidays; to require the clerk of court in the parishes of St. James and St. John the Baptist to close their offices on days proclaimed by the governor to be a holiday; to provide for an exception; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 689—
BY REPRESENTATIVES FARRAR AND DEWITT
AN ACT

To enact Chapter 5-I of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.61 through 380.66, and R.S. 36:744(T) and 801.13, to create the Tioga Heritage Park and Museum; to provide for a museum governing board including its composition, powers, duties, responsibilities, meetings, and officers; to provide for the adoption of rules and regulations including fees; to provide for receipt and use of funds and property; to provide relative to the authority of the secretary of state with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 694—
BY REPRESENTATIVES ANSARDI, BOWLER, CAPELLA, DAMICO, MARTINY, MONTGOMERY, SCALISE, THOMPSON, TOOMY, AND SCHNEIDER AND SENATOR LENTINI
AN ACT

To enact R.S. 44:3.1, relative to records of public bodies; to exempt certain records pertaining to security procedures from public records laws; to provide terms and conditions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 949—
BY REPRESENTATIVE BRUCE

AN ACT

To enact Chapter 5-I of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.61 through 380.66, and R.S. 36:744(T) and 801.13, to create the Mansfield Women's College Museum in the Department of State; to provide relative to the governing authority of the museum including its composition, powers, duties, responsibilities, meetings, and officers; to provide for the adoption of rules and regulations including fees; to provide for receipt and use of funds and property; to provide relative to the authority of the secretary of state with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1197—

BY REPRESENTATIVE L. JACKSON

AN ACT

To amend and reenact R.S. 25:379.1(C)(2)(a), relative to the Louisiana State Exhibit Museum; to change the membership of the governing board of the museum; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1198—

BY REPRESENTATIVE L. JACKSON

AN ACT

To amend and reenact R.S. 25:380.1(C)(2)(a) and (c), relative to the Louisiana State Cotton Museum; to change the membership of the governing board of the museum; to change the terms of certain members; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1208—

BY REPRESENTATIVES DEWITT AND LANCASTER AND SENATOR HEITMEIER

AN ACT

To enact R.S. 25:1013(A)(8) and 1014(C), relative to the governor's mansion; to increase the number of members on the Louisiana Governor's Mansion Commission; to provide for certain access to the mansion for certain purposes; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1211—

BY REPRESENTATIVES BRUNEAU, DOWNER, AND MURRAY

AN ACT

To amend and reenact R.S. 18:31(C), 103(A), 104(A)(15) and (16), 110(B)(1), 111(B), 154(C), 401.1(C) and (D)(1), 423(H), 425(A)(1)(b) and (2), 435(A)(1), 463(A)(2), 552(B), 553(B)(4), 563, 564(C), 574(A)(2), 576(B) and (C), 1259(B)(1) and (4), 1284(F)(1), 1286(A), 1299.1(A), 1300.2(C)(2), 1300.3(B), 1306(A)(3), 1307(C), and 1354(C), to enact R.S. 18:18.1, 110(B)(3), 401.1(G), 401.2, 552(C), and 1309(E)(4) and (5), and to repeal R.S. 18:425(A)(3) and R.S. 36:742.1, relative to the Election Code; to make technical changes to the Election Code; to prohibit the commissioner of elections and certain unclassified civil service employees from engaging in political activities; to provide relative to the name a woman may use to register to vote; to provide relative to charges for preparation of lists of voter registration information; to provide relative to form and signature requirements on applications to register to vote; to provide for procedures in circumstances of election emergency; to provide for transmission of certain voter registration data where necessary for verification purposes; to provide relative to a designee attending a board of election supervisors meeting; to provide for filing a list of watchers to be present at the precinct; to provide relative to the certification of a candidate in the notice

of candidacy; to provide for the secretary of state to issue information as necessary under the Help America Vote Act; to provide for the definition of casting a vote; to provide for procedures for assisted voting; to provide relative to the transmission of election results to the secretary of state by the clerks of court; to provide relative to the format of ballots and statements of propositions and the manner of marking on a ballot; to provide relative to recall petitions and written requests to delete or add from such petitions; to provide relative to mail applications to vote absentee by mail; to provide for procedures for when a voter fails to activate the cast ballot mechanism; to prohibit a parish custodian from appointing a candidate or his family member from serving at certain polling places; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1283—

BY REPRESENTATIVE LANCASTER

AN ACT

To enact R.S. 18:425(B)(4); to allow students age seventeen who are seniors in high school to serve as commissioners on election day; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1358—

BY REPRESENTATIVES BRUNEAU AND LANCASTER (BY FEDERAL MANDATE)

AN ACT

To amend and reenact R.S. 18:24 and 574(A)(2) and to enact Subparts F and G of Part V of Chapter 5 of Title 18 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 18:566 through 567.6, relative to provisional voting and Title III complaint procedures as mandated by the Help America Vote Act of 2002; to provide for the powers and duties of the state board of election supervisors to extend to Title III complaint procedures; to provide for the compilation and promulgation of election results to include any counted provisional votes; to provide for provisional voting on election day and in person absentee; to provide for provisional voting in the event that the poll hours of an election for federal office are extended; to provide for the registrar of voters to record who uses a provisional ballot; to provide for agencies to provide and compile information as necessary to determine whether a provisional ballot shall be counted; to provide for the tabulation of provisional votes; to provide for the voter to determine whether his provisional vote was counted; to provide for a complaint procedure for alleged violations of Title III of the Help American Vote Act; to provide for a procedure for filing a complaint; to provide for procedures for processing the complaint; to provide for the board to conduct a hearing and provide a final decision and the reasons therefor; to provide for remedies; to provide for the Division of Administrative Law to assign the complaint to an administrative law judge if the complaint is not heard or decided timely by the board of election supervisors; to provide for the computation of time intervals; to provide for the complaint procedure to be exempt from the administrative hearing process of Chapter 13-B of Title 49; to provide for judicial review of a final decision of the board or resolution of the administrative law judge; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1432—

BY REPRESENTATIVES DANIEL AND MURRAY

AN ACT

To enact R.S. 36:209(T) and 802.18 and Chapter 15 of Title 41 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 41:1751 through 1753, relative to the Louisiana Purchase Commemorative Act; to establish the Louisiana Purchase

Commemorative Act Commission as an agency of the state within the Department of Culture, Recreation and Tourism; to provide relative to the authority and responsibilities of the commission; to establish three funds to receive monies available to purchase land for public parks and green spaces; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1768—

BY REPRESENTATIVE MURRAY

AN ACT

To enact R.S. 49:150.2, relative to the state capitol complex; to permit use of certain unlicensed state vehicles within the state capitol complex; to provide for conditions for use of such vehicles; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1836—

BY REPRESENTATIVES BAYLOR, ALEXANDER, CROWE, CURTIS, HONEY, HUDSON, KENNEY, NEVERS, PEYCHAUD, POWELL, JANE SMITH, SWILLING, DEWITT, ALARIO, ARNOLD, BALDONE, BAUDOIN, BOWLER, BROOME, K. CARTER, R. CARTER, CAZAYOUX, CRANE, DAMICO, DANIEL, DEVILLIER, DIEZ, DOERGE, DOWNS, DURAND, FANNIN, FARRAR, FAUCHEUX, FRUGE, FUTRELL, GALLOT, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOPKINS, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, MCDONALD, MONTGOMERY, MORRELL, MURRAY, ODINET, PERKINS, PIERRE, PINAC, PITRE, QUEZAIRE, RICHMOND, ROMERO, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, SNEED, STRAIN, THOMPSON, TOWNSEND, WALKER, WELCH, WOOTON, AND WRIGHT

AN ACT

To enact R.S. 17:1603, relative to state buildings; to provide that the band hall located on Elton C. Harrison Drive at Southern University at Baton Rouge be renamed the Isaac Greggs Band Hall; to provide that the building in Shreveport known as the Multicultural Center of the South be renamed the Mrs. Balistine Williams Tarver Hopkins Building; and to provide for related matters.

Reported favorably.

Respectfully submitted,
CHRIS ULLO
Chairman

REPORT OF COMMITTEE ON

**COMMERCE, CONSUMER PROTECTION AND
INTERNATIONAL AFFAIRS**

Senator Hollis, Chairman on behalf of the Committee on Commerce, Consumer Protection and International Affairs, submitted the following report:

May 28, 2003

To the President and Members of the Senate:

I am directed by your Committee on Commerce, Consumer Protection and International Affairs to submit the following report:

SENATE BILL NO. 909—

BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 45:844.11, 844.12(3) and the introductory paragraph of (4), 844.13(A) and (C), 844.14(A)(1) and (2), (B) and (C), and 844.15, relative to the Telephone Solicitation Relief Act of 2001; to provide for placement of wireless telephonic numbers on the "Do Not Call" list; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 109—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 6:969.18(A), relative to the Louisiana Motor Vehicle Sales Finance Act; to increase the convenience fee authorized to be collected by a motor vehicle seller or extender of credit for certain transactions; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 134—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 49:968(B)(12), relative to administrative procedure; to require rules promulgated by the office of the state fire marshal, code enforcement and building safety, to be submitted to the House Committee on Commerce and the Senate Committee on Commerce, Consumer Protection and International Affairs; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 163—

BY REPRESENTATIVE PINAC

AN ACT

To repeal R.S. 6:708(D), relative to directors of savings and loan associations; to repeal the qualifying share requirement for directors.

Reported favorably.

HOUSE BILL NO. 176—

BY REPRESENTATIVE BRUNEAU

AN ACT

To amend and reenact R.S. 37:1473(4) and (5), 1474(D), 1475(8), 1476(A), 1478, 1481(A)(2), and 1485(B), to enact R.S. 37:1483(12), 1485(C), and 1488(C), and to repeal R.S. 37:1485(A)(10) and (11), all relative to home inspectors; to change term of appointment of board members; to change certain licensure requirements; to provide for prohibited conduct; to provide for injunctive relief; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 184—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:263(B) and 416 and to enact R.S. 6:263(C), relative to bank stock; to provide for repurchase and redemption of a bank's own stock; to provide for loans on pledge of a bank's own stock; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 186—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 12:1302(A) and to enact R.S. 6:211(C) and R.S. 12:1306(E), relative to financial institutions; to authorize financial institutions to organize and operate as limited liability companies; to provide for rules; to delete the prohibition against limited liability companies being formed for banking purposes; to authorize use of the word "bank" and other related words in the name of certain limited liability companies; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 191—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:646(A)(2)(b) and (B)(2), 656(A)(1)(e), and 661.1(A)(3) and to repeal R.S. 6:646(A)(3), relative to credit unions; to provide factors of consideration for commissioner approval of mergers, consolidations, and expansions of field of membership; to change financial reporting requirements for certain credit unions; to increase certain loan amount approval by the board of directors; to change the net worth ratio criterion for branch office openings; to repeal the moratorium on mergers and conversions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 192—

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 6:665(C), relative to expansions of the field of membership of credit unions; to provide for expansions through bylaw amendments; to provide criteria for expansions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 224—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:242(D)(1) and 412(A)(1) and to enact Chapter 7-A of Title 6 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 6:571 through 627, relative to Louisiana trust companies; to provide authority and powers of trust companies; to provide for names of trust companies; to provide for capital requirements; to provide for application and charter procedures; to provide for insurance coverage; to provide for private trust companies; to provide for conversions; to provide for acquisition and ownership; to provide for investments; to provide for borrowing and pledge limits; to provide for criminal reporting; to provide for offices and branch offices; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 226—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 12:102(A)(introductory paragraph) and to enact R.S. 12:102(A)(6), relative to business corporations' annual reports; to provide that an agent may make and sign an annual report; to provide the name, address, telephone number, and electronic e-mail address of the person submitting the annual report; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 227—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 12:308(D), relative to foreign corporations; to provide for written notice of resignations of registered agents; to provide for mailing of notices to principal place of business; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 228—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 12:1308(E)(1) and 1308.1(A)(introductory paragraph) and to repeal R.S. 12:1308(E)(2), relative to limited liability companies' registered

agents; to provide for an agent's resignation; to provide for filing an annual report; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 229—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 12:1350(D), relative to foreign limited liability companies; to provide for written notices of resignations by registered agents; to provide for mailing of notices to the principal place of business; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 310—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 40:1662.1, 1662.2, 1662.3(1), (8), and (17), 1662.4(B), 1662.6(A), (B)(6), and (C), 1662.7(A), (B), (C), (D)(introductory paragraph), (E), and (F), 1662.8(A) and (B)(introductory paragraph) and (3), 1662.9(C) and (E), 1662.11(A)(2), 1662.12(A)(2) and (5), 1662.13(A)(introductory paragraph) and (1)(b) and (B)(1), 1662.14(A)(2), (3)(introductory paragraph) and (b) and (5) and (C)(2) and (3), 1662.15(B)(2), and 1662.16 and to enact R.S. 40:1662.3(23) through (28), 1662.4(A)(3) and (4), (C), and (D), 1662.6(D), 1662.8(B)(2)(g) and (h), 1662.9(A)(9) through (11), 1662.10, 1662.13(A)(1)(c), and 1662.14(C)(6), relative to the state fire marshal; to provide for the licensure of locksmiths, locksmith shop technicians, locksmithing services companies, and locksmith apprentices; to provide for a purpose; to provide for definitions; to provide for the licensure of persons who engage in certain alarm contracting services; to provide for certain exceptions; to provide for application procedures; to provide for certain notifications; to provide for inspections; to prohibit certain activities; to provide for a provisional locksmith license; to provide relative to license renewal and license fees; to provide relative to the membership of the Alarm Services Advisory Board; to provide relative to offenses and penalties; to provide relative to local regulations; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 312—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 9:3563.1, relative to the Office of Financial Institutions; to provide for licensure of certain entities; to provide relative to private schools; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 329—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:721 and 1271 and to repeal R.S. 6:1272, 1273, and 1274, relative to amendments and restatement of the articles of incorporation of certain financial institutions; to provide the same amendment and restatement procedures for state banks, savings and loan associations, and savings banks; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 330—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 9:3515(D), relative to consumer lenders; to provide for exceptions; to provide relative to the sale of

certain property by consumer lenders; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 333—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 40:1472.3(A) and R.S. 51:655(A) and (B)(2) and 658(A)(2) and to enact R.S. 51:650(9) through (12) and 655(E), relative to fireworks; to revise provisions relative to the public display of fireworks; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 514—

BY REPRESENTATIVE PINAC

AN ACT

To repeal R.S. 9:3554.2(B) and Part XVIII of Chapter 2 of Code Title XII of Title 9 of the Louisiana Revised Statutes of 1950, comprised of R.S. 9:3576.1 through 3576.24, relative to collection agencies; to provide relative to the Office of Financial Institutions; to repeal licensing and regulatory provisions regarding collection agencies.

Reported favorably.

HOUSE BILL NO. 581—

BY REPRESENTATIVES DEWITT AND BRUCE

AN ACT

To amend and reenact R.S. 33:4161, relative to public utilities; to include emergency medical services in the definition of revenue-producing public utility; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 684—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 45:844.12(4)(f), relative to telephones; to provide relative to telephonic solicitations; to provide for definitions; to provide for exceptions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 688—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 37:3286(A)(1)(d) and (e), (2)(a) and (b), and (3)(b), (c), (e), and (f) and to enact R.S. 37:3286(A)(3)(j) and (k), relative to fees assessed by the Louisiana State Board of Private Security Examiners; to provide for fees for baton instruction; to increase certain fees; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 699—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 40:1578.6(C), relative to fire protection; to require the application of certain fire protection codes to campus housing; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 701—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 40:1563(B)(4), 1573, and 1575, relative to fire protection; to prohibit the fire marshal from inspecting "one- or two-family dwellings"; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 703—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:969.26(D), relative to motor vehicle sales finance; to provide relative to gap insurance coverage; to provide relative to lenders; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 722—

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 51:61, 64, and 65, relative to foreign trade zones; to authorize the England Economic and Industrial Development District to make applications to be designated as a foreign trade zone; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1039—

BY REPRESENTATIVE WINSTON

AN ACT

To repeal R.S. 22:1534 as enacted by Act No. 320 of the 1970 Regular Session of the Legislature and R.S. 22:1534 as enacted by Act No. 738 of the 1970 Regular Session of the Legislature, relative to group insurance; to repeal the prohibitions against group insurance for property and casualty insurance.

Reported favorably.

HOUSE BILL NO. 1181—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 51:911.22(6) through (11), 911.26(F)(4) and (I), 911.28(A)(1), (2), (3), (4), (8), (9), and (10), 911.39, and 912.27(A) and (C), to enact R.S. 51:911.22(12), 911.24(J), (K), and (L), 911.26(B)(4) and (F)(8) and (9), and 912.31, and to repeal R.S. 51:911.28(C), relative to manufactured housing; to provide for definitions; to provide for the licensing of manufactured home brokers; to provide for an increase in certain fees; to provide for certain educational and insurance requirements; to provide for recusal of members of the Louisiana Manufactured Housing Commission; to provide for certain additional powers of the commission; to provide relative to penalties for violation of law and rules; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1234—

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 6:242(A)(17), R.S. 9:3572.2(B)(9), and R.S. 51:1910(1)(b)(xi), relative to loans; to authorize banks to make refund anticipation loans; to provide relative to loan brokers; to provide for certain exceptions; to provide relative to refund anticipation loans; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1629—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 40:1625(C)(2)(b) and (9)(introductory paragraph) and 1628(A)(3)(b) and (B)(3), relative to fire protection engineers and mechanical engineers; to provide for licensing as fire protection sprinkler systems contractors; to eliminate errors and omissions insurance requirement; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1630—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 40:1563(B)(introductory paragraph) and (4) and (C), relative to the state fire marshal; to provide for additional requirements for the creation and operation of fire prevention bureaus; to provide for jurisdictional rules for inspections; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1770—

BY REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact R.S. 23:921(B) and to enact R.S. 23:921(H), relative to employment contracts; to provide that interested parties may agree to refrain from engaging in similar businesses under certain circumstances; to provide that employees may not engage in similar businesses under certain circumstances; and to provide for related matters.

Reported favorably.

Respectfully submitted,
KEN HOLLIS
Chairman

**Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees**

The following Senate Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

SENATE BILL NO. 61—

BY SENATOR C. JONES

AN ACT

To enact Part III-A of Chapter 39 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2326 through 2330, relative to economic development activities; to provide for the creation of the Monroe and Northeast Louisiana Technology and Business Incubation Center; to provide definitions; to provide for qualifications; to provide for grants; and to provide for related matters.

Reported favorably by the Committee on Finance. On motion of Senator Dardenne, the bill was read by title, and passed to a third reading.

SENATE BILL NO. 213—

BY SENATOR DARDENNE

A JOINT RESOLUTION

Proposing to add Article VII, Section 10.11 of the Constitution of Louisiana, relative to state funds; to create the Louisiana Coastal Restoration Fund in the state treasury; to provide for deposit of monies into the fund; to provide for investment and uses of monies in the fund; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 213 by Senator Dardenne

AMENDMENT NO. 1

On page 2, delete lines 3 through 17 in their entirety and insert the following:

"VII, Section 10, Article VII, Section 10.3, or Article VII, Section 10.8 or any other provision of this constitution to the contrary, if, after July 1, 2003, the state securitizes any remaining portion of the revenues received from the Master Settlement Agreement executed November 23, 1998, and approved by Consent Decree and Final Judgment entered in the case "Richard P. Ieyoub, Attorney General, ex rel. State of Louisiana v. Philip Morris, Incorporated, et al.", bearing Number 98-6473 on the docket of the Fourteenth Judicial District for the parish of Calcasieu, state of Louisiana, the treasurer shall transfer to the Louisiana Coastal Restoration Fund from the Millennium Trust Fund up to twenty percent in the aggregate of the revenues received as a result of the securitization of the Master Settlement Agreement based on the following criteria:

(1) The treasurer shall have written certification from the United States Executive Office of the President, Office of Management and Budget or its successor that a valid federal appropriation for coastal restoration exists from which Louisiana is entitled to receive funds.

(2) The treasurer shall transfer only the amount necessary to match the maximum amount of federal funds available to Louisiana in the state fiscal year in which the federal funds are received, but in no case shall transfers exceed twenty percent in the aggregate of the revenues received as a result of the securitization of the Master Settlement Agreement described in this Section.

(3) Transfers made pursuant to this Section shall be taken in the following proportions out of revenues generated by the securitization described in this Section and distributed to the three special funds in the Millennium Trust Fund: one-third from the Health Excellence Fund, one-third from the Education Excellence Fund, and one-third from the TOPS Fund."

AMENDMENT NO. 2

On page 2, line 23, delete "earnings from investment of"

AMENDMENT NO. 3

On page 2, line 27, after "affected by coastal erosion." delete the remainder of the line and on page 3, delete lines 1 through 4

AMENDMENT NO. 4

On page 3, delete lines 21 through 23 and insert "fund shall be out of certain monies derived from the securitization of any remaining portion of the revenues received from the Master Settlement Agreement in the tobacco litigation after July 1, 2003; to"

On motion of Senator Dardenne, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 326—

BY SENATOR BAJOE

AN ACT

To enact Chapter 14-E of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:1445 through 1448, relative to child care workers; to provide a scholarship to child care workers who obtain child care training from programs approved by the Department of Social Services; to require the Department of Social Services to establish the amount of the scholarship to be paid; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed Senate Bill No. 326 by Senator Bajoie

AMENDMENT NO. 1

On page 2, line 21, delete "legislature" and insert "federal government"

On motion of Senator Dardenne, the committee amendment was adopted. The amended bill was read by title and ordered reengrossed and passed to a third reading.

SENATE BILL NO. 504—

BY SENATOR DARDENNE

AN ACT

To enact Part II-A of Chapter 2 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:214.51, relative to funds for coastal restoration; to create the Louisiana Coastal Restoration Fund; to provide for sources of funding and for authorized uses; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 504 by Senator Dardenne

AMENDMENT NO. 1

On page 2, line 4, at the end of the line delete "a one—"

AMENDMENT NO. 2

On page 2, delete lines 5 through 14 in their entirety and insert the following:

"up to twenty percent of any of the monies derived from securitization of tobacco settlement proceeds if, after July 1, 2003, the state securitizes any remaining portion of the revenues received from the Master Settlement Agreement executed November 23, 1998, and approved by Consent Decree and Final Judgment entered in the case "Richard P. Ieyoub, Attorney General, ex rel. State of Louisiana v. Philip Morris, Incorporated, et al.", bearing Number 98-6473 on the docket of the Fourteenth Judicial District for the parish of Calcasieu, state of Louisiana, the treasurer shall transfer to the Louisiana Coastal Restoration Fund from the Millennium Trust Fund up to twenty percent in the aggregate of the revenues received as a result of the securitization of the Master Settlement Agreement based on the following criteria:

(1) The treasurer shall have written certification from the United States Executive Office of the President, Office of Management and Budget or its successor that a valid federal appropriation for coastal restoration exists from which Louisiana is entitled to receive funds.

(2) The treasurer shall transfer only the amount necessary to match the maximum amount of federal funds available to Louisiana in the state fiscal year in which the federal funds are received, but in no case shall transfers exceed twenty percent in the aggregate of the revenues received as a result of the securitization of the Master Settlement Agreement described in this Section.

(3) Transfers made pursuant to this Section shall be taken in the following proportions out of revenues generated by the securitization described in this Section and distributed to the three special funds in the Millennium Trust Fund: one-third from the Health Excellence Fund, one-third from the Education Excellence Fund, and one-third from the TOPS Fund."

AMENDMENT NO. 3

On page 2, line 20, delete "earnings from investment of"

AMENDMENT NO. 4

On page 2, line 24, after "erosion." delete the remainder of the line and delete lines 25 through 27

AMENDMENT NO. 5

On page 3, delete line 1

On motion of Senator Dardenne, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 561—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact the introductory paragraph of R.S. 36:801 and to enact R.S. 36:610(J) and Subpart I-1 of Part I of Chapter 2 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:799.1 through 799.4, relative to the White Lake Property Fund; to create the White Lake Property Fund in the state treasury as a fund within the Louisiana Wildlife and Fisheries Conservation Fund; to provide for deposits of monies into the fund; to provide for investment and uses of monies in the fund; to create the White Lake Property Advisory Board; to provide for its domicile, membership and duties; to authorize the board to solicit and accept donations; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Finance. On motion of Senator Dardenne, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 594—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 30:2154(B)(1)(a) and the introductory paragraph of (b) and to enact R.S. 30:2154(B)(9), relative to environmental quality; to provide for the disposal of sewage or treated waste water; to provide for a definition; to provide for limitations; and to provide for related matters.

Reported favorably by the Committee on Finance. On motion of Senator Dardenne, the bill was read by title, and passed to a third reading.

SENATE BILL NO. 757—

BY SENATOR HOYT

AN ACT

To amend and reenact R.S. 40:31.32(D) and to enact R.S. 40:1154(C), (D), (E) and (F), relative to public health; to require the issuance of licenses for the installation of certain sewage treatment systems; to require the issuance of licenses for the maintenance of certain sewage treatment systems; to provide for certain materials to be filed with the department by manufacturers of certain sewage treatment systems; and to provide for related matters.

Reported with amendments by the Committee on Environmental Quality.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Environmental Quality to Original Senate Bill No. 757 by Senator Hoyt

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and insert "amend and reenact R.S. 40:31.32(D) and to enact R.S. 40:1154(C), (D), (E) and (F), relative to public health; to require the"

AMENDMENT NO. 2

On page 1, line 9, after "Section 1." delete the remainder of the line and insert "R.S. 40:31.32(D) is hereby amended and reenacted and R.S. 40:1154(C), (D), (E), and (F) are hereby enacted to read as"

AMENDMENT NO. 3

On page 1, between lines 10 and 11 insert the following:
"§31.32. Individual sewerage fees

* * *

D. The department shall charge and collect for each sewerage installer license, sewerage maintenance/repair license, or combined sewerage installer and maintenance repair license issued an annual fee of one hundred dollars payable by the individual seeking licensure.

* * *

AMENDMENT NO. 4

On page 2, line 8, after "Section." insert "The department shall promulgate a study guide to facilitate any applicant wishing to take the examination for maintenance repair or installer's license pursuant to the provisions of this Section."

AMENDMENT NO. 5

On page 2, line 10, after "shall" insert ", pursuant to the provisions of the Administrative Procedures Act,"

AMENDMENT NO. 6

On page 2, between lines 19 and 20, insert the following:

"R.S. 40:1154(E) is all proposed new law.

E. For the purposes of this Section, the department shall establish the qualifications for an applicant to obtain a maintenance license, thereby establishing that the licensee is qualified to perform maintenance work on any system approved by the department. The department is prohibited from denying a maintenance or combined license to any applicant, who is otherwise qualified, due to the fact that the applicant has not received an endorsement from any or all manufacturers of sewage treatment systems which have been approved by the department.

R.S. 40:1154(F) is all proposed new law.

F. Any applicant for a maintenance license who has previously held a combined license with the department, where the combined license is in good standing with the department, is hereby deemed qualified to receive a maintenance license pursuant to the Section."

On motion of Senator Cain, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 992—

BY SENATOR DEAN

AN ACT

To amend and reenact R.S. 14:89(B) and to enact R.S. 14:89(C), relative to crime; to provide relative to crime against nature; to provide for the exception of certain acts from such crime; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 992 by Senator Dean

AMENDMENT NO. 1

On page 1, line 15, after "**between**" insert "**consenting**"

On motion of Senator Lentini, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

**House Bills and Joint Resolutions
on Second Reading
Reported by Committees**

The following House Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

HOUSE BILL NO. 111—

BY REPRESENTATIVE GUILLORY

AN ACT

To enact R.S. 14:72.3, relative to identification of an alleged offender; to provide that a victim of a crime involving theft of identity or personal information can obtain the identity of an alleged offender who is arrested for certain crimes; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 115—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact Code of Criminal Procedure Article 871(B)(1)(a) and (2)(introductory paragraph), relative to criminal records; to provide that the sheriff shall attach, rather than affix, the fingerprints of each defendant convicted of a felony or of certain misdemeanors to the bill of indictment or information which resulted in the conviction; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 116—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 40:2616(A)(2), relative to the allocation of forfeited property; to delete the requirement that motor vehicles seized by law enforcement agencies and used in the course and scope of undercover surveillance and investigation of violations of the Uniform Controlled Dangerous Substances Law be sold after six months; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 181—

BY REPRESENTATIVE FLAVIN

AN ACT

To enact R.S. 45:163(C)(5) through (8), relative to the enforcement agents of the Public Service Commission; to provide that those enforcement agents shall be commissioned law enforcement officers; to provide for the powers of those enforcement agents, including the authority to carry weapons; to provide for the qualifications of those enforcement agents; to provide for the training of those enforcement agents; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 221—

BY REPRESENTATIVE FARRAR

AN ACT

To enact Code of Criminal Procedure Article 885.1, relative to criminal penalties; to provide relative to the suspension of a driver's license for failing to pay fines assessed as a criminal penalty within a certain period of time; to provide for the issuance of a temporary permit; to provide for notice; to provide for the duration of the suspension; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 221 by Representative Farrar

AMENDMENT NO. 1

On page 1, line 2, after "885.1" insert "and R.S. 32:414(P)"

AMENDMENT NO. 2

On page 3, line 2, after "department" insert "in accordance with R.S. 32:414(H) or other applicable cost, fee, or penalty provision"

AMENDMENT NO. 3

On page 3, after line 2, insert the following:

"Section 2. R.S. 32:414(P) is hereby enacted to read as follows:

§414. Suspension, revocation, and cancellation of licenses; judicial review

* * *

P. In accordance with Article 885.1 of the Code of Criminal Procedure, the department shall suspend the driving privileges of the person upon receiving notification from the court and sending the required notice to the person informing him of the suspension."

On motion of Senator Lentini, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 379—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 13:2582(A), relative to justices of the peace; to require a high school diploma or equivalent as a qualification for office; to provide for applicability; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 522—

BY REPRESENTATIVES JANE SMITH, DAMICO, MONTGOMERY, PEYCHAUD, WADDELL, AND WOOTON
AN ACT

To amend and reenact R.S. 30:2418(I) and to enact R.S. 30:2418(M)(3), relative to the disposal of waste tires; to provide for fees collected on new tires; to provide for criminal penalties for fraudulent violations of the Waste Tire Program; and to provide for related matters.

Reported with amendments by the Committee on Environmental Quality.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Environmental Quality to Reengrossed House Bill No. 522 by Representative Jane Smith

AMENDMENT NO. 1

On page 1, at the end of line 2, insert "(4), and (5), (N) and (O),"

AMENDMENT NO. 2

On page 1, line 3, after "waste tires;" delete the remainder of the line and at the beginning of line 4, change "new" to "certain"

AMENDMENT NO. 3

On page 1, line 5, after "Program;" insert "to provide for exemptions; to provide for the basis of payment to processors; to provide for the collection of delinquent fees;"

AMENDMENT NO. 4

On page 1, line 8, after "2418(M)(3)" insert ", (4), and (5), (N) and (O),"

AMENDMENT NO. 5

On page 1, line 11, after "fee" insert "on new tires" and after "authorized" insert "to be levied"

AMENDMENT NO. 6

On page 1, line 12, after "2413(A)(8) shall" delete "be levied on all new tires and shall"

AMENDMENT NO. 7

On page 1, line 14, after "off-road tire." insert "The secretary may provide for exemptions from the fees levied on the sale of tires pursuant to this Chapter in the regulations provided for in Subsection II of this Section, including but not limited to the sale of certain tires which are de minimis in nature, including, but not limited to, lawn mowers tires, bicycle tires, and golf cart tires."

AMENDMENT NO. 8

On page 2, delete lines 6 and 7 in its entirety and insert the following:

"(3) A waste tire processor shall not request or receive payments from the Waste Tire Management Fund for any waste tires unless the waste tires are generated and processed in Louisiana, the generator and transporter have signed a statement swearing under penalty of law that the tires were not generated outside the state of Louisiana and are Louisiana eligible tires, and the processor has signed a statement swearing under penalty of law that he has no knowledge contrary to the representations of the generator and transporter. The department shall provide a standard form to be used by generators, transporters, and processors to comply with this Paragraph.

(4) In addition to any other penalties provided for in this Subsection, any person convicted of violating Paragraph (1) of this Subsection may be"

AMENDMENT NO. 9

On page 2, line 11, after "program" delete the remainder of the line and delete line 12, and insert the following:

"may be ordered to be surrendered. Participants shall include collectors, generators, processors, and transporters. Any such person convicted may be forever barred from employment with or from contracting with, any license holder under this Section. Any sentence imposed which includes the suspension or barring under this Paragraph shall be suspended until after rendition of a final conviction from which no appeal may be taken.

(5) Nothing in this Subsection shall preclude the department from promulgating rules and regulations providing for the revocation of licenses or registrations through the Administrative Procedure Act.

N. The secretary shall promulgate rules to make payments to processors on the basis of weight or tire count at the option of the processor.

O. (1) Failure by any person to timely remit fees collected that are imposed in this Section shall cause the fees to become immediately delinquent and the secretary has the authority, on motion in a court of competent jurisdiction, to take a rule to show cause in not less than two or more than ten days, exclusive of holidays, why such person should not be ordered to cease from further pursuit of business. This rule may be tried in chambers and shall always be tried by preference. If the rule is made absolute, the order rendered thereon shall be considered a judgment in favor of the state, prohibiting the person from the further pursuit of said business until he has paid the delinquent fees and any fines, interest, penalties, and other costs in connection with the fees, and every violation of the injunction shall be considered as a contempt of court and punished according to law.

(2) The provisions of Paragraph (1) of this Subsection shall not apply if the person has entered into an installment agreement for the payment of the delinquent fees with the department and is in compliance with the terms of the agreement.

(3) Proceeds from the collection of the fees, and any fines, penalties, interest, and costs collected in connection with the fees shall be deposited into the Waste Tire Management Fund.

(4) The collection procedure provided for in this Subsection shall be in addition to any other collection procedure available to the department."

On motion of Senator Cain, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 720—
BY REPRESENTATIVE HILL

AN ACT

To amend and reenact Children's Code Article 791.1, relative to the truancy and assessment and service center pilot program; to authorize the creation of a truancy and assessment and service center in the parish of Allen; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 720 by Representative Hill

AMENDMENT NO. 1

On page 1, at the end of line 4, change "parish" to "parishes"

AMENDMENT NO. 2

On page 1, line 5, after "Allen" and before the semi-colon ";," insert and St. Landry"

AMENDMENT NO. 3

On page 1, line 17, after "Rapides," and before "St. Tammany," insert "St. Landry,"

On motion of Senator Cravins, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 807—
BY REPRESENTATIVES DURAND AND DAMICO
AN ACT

To amend and reenact R.S. 30:2374(B)(1), relative to the Hazardous Materials Information Development, Preparedness and Response Act; extends period for collection of certain fees; and to provide for related matters.

Reported favorably by the Committee on Environmental Quality. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 877—
BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 16:15(C) and (F), relative to fees a district attorney may charge for collection on worthless or forged checks, drafts, or orders; to increase the fees based on the amount of the worthless or forged check, draft, or order; to increase the fee the district attorney is required to charge on behalf of the person or entity that honored the worthless or forged check, draft, or order; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. The bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 886—
BY REPRESENTATIVE DAMICO
AN ACT

To enact R.S. 30:2066, relative to fees paid to the Department of Environmental Quality; to authorize fees paid by major sources of air contaminants in severe and extreme ozone nonattainment zones; to provide for the annual adjustment of such fees; to provide for definitions; to provide for exceptions; and to provide for related matters.

Reported favorably by the Committee on Environmental Quality. The bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 950—
BY REPRESENTATIVE WINSTON
AN ACT

To amend and reenact Children's Code Articles 896(D) and 900(A) and to enact Children's Code Article 898(C)(6), relative to the delinquency of juveniles; to provide with respect to the effective period of a deferred dispositional agreement, a judgment of disposition in a misdemeanor-grade adjudication, and a judgment of disposition in a felony-grade adjudication; to provide that these time periods may be extended for any juvenile participating or ordered to participate in a juvenile drug court program; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1011—
BY REPRESENTATIVE DEVILLIER
AN ACT

To enact R.S. 40:1002, relative to controlled dangerous substances; to create the crime of the creation or operation of a clandestine laboratory for the unlawful manufacture of a controlled dangerous substance; to provide for penalties; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 1011 by Representative Devillier

AMENDMENT NO. 1

On page 1, line 16, change "intended to" to "with the intent that it"

AMENDMENT NO. 2

On page 2, line 4, after "equipment" delete "intended to"

On motion of Senator Lentini, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1016—
BY REPRESENTATIVES DEVILLIER AND HEATON
AN ACT

To amend and reenact R.S. 15:574.4(A)(2)(a)(introductory paragraph), relative to eligibility for intensive parole supervision under the supervision of the Department of Public Safety and Corrections; to provide for eligibility of persons convicted of certain controlled dangerous substances; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1023—
BY REPRESENTATIVE DEVILLIER
AN ACT

To enact R.S. 13:5304(B)(10.1), relative to eligibility for the drug division probation program; to provide that a prior conviction or adjudication for simple battery shall not be the sole basis for denying eligibility for the drug division probation program; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1093—

BY REPRESENTATIVES TOOMY AND WELCH
AN ACT

To amend and reenact R.S. 33:1421(A)(1), relative to the compensation of sheriffs in parishes with a population of four hundred thousand or less; to provide for certain salary increases; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. The bill was read by title and recommitted to the Committee on Finance.

HOUSE BILL NO. 1118—

BY REPRESENTATIVES TOOMY AND BRUCE
AN ACT

To enact R.S. 15:85.1, relative to original bonds; to provide for a fee to be assessed in connection with certain criminal bonds posted; to provide for the collection of the fees; to provide for the distribution of the fee proceeds; to provide for the creation of a crime lab committee in each parish and to provide for its membership and duties; to provide for criteria in determining which persons may petition the court for a waiver of the fees; to provide for refunds of the fees; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 1118 by Representative Toomy

AMENDMENT NO. 1

On page 1, line 3, after "with" change "certain criminal bonds" to "every criminal bond"

AMENDMENT NO. 2

On page 1, line 8, after "waiver" insert "or refund" and after "fees;" delete "to provide for refunds of the fees;"

AMENDMENT NO. 3

On page 1, line 13, after "A" insert "(1)"

AMENDMENT NO. 4

On page 1, at the end of line 14, delete "commercial surety"

AMENDMENT NO. 5

On page 1, line 15, after "posted" delete "for felony arrests"

AMENDMENT NO. 6

On page 1, line 17, after "criminal" delete "commercial surety"

AMENDMENT NO. 7

On page 2, line 1, before "The" insert "(2)"

AMENDMENT NO. 8

On page 2, at the beginning of line 4, change "(1)" to "(a)"

AMENDMENT NO. 9

On page 2, at the beginning of line 6, change "(2)" to "(b)"

AMENDMENT NO. 10

On page 2, at the beginning of line 8, change "(3)" to "(c)"

AMENDMENT NO. 11

On page 2, at the beginning of line 11, change "(4)" to "(d)"

AMENDMENT NO. 12

On page 2, at the beginning of line 14, change "(5)" to "(e)"

AMENDMENT NO. 13

On page 2, at the end of line 25, change "by signing a statement to that effect shall" to "may petition the district court for a waiver or refund of the fee assessed pursuant to the provisions of this Section."

AMENDMENT NO. 14

On page 3, delete lines 1 and 2

AMENDMENT NO. 15

On page 3, line 4, after "dismissed" delete the remainder of the line, delete line 5 and 6, and insert "may petition the district court for a refund of the fee assessed pursuant to the provisions of this Section."

On motion of Senator Lentini the committee amendment was adopted. The amended bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 1128—

BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(D) and (E)(2), relative to the civil jurisdiction of the City Court of Monroe; to increase the jurisdictional amount of the court; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1334—

BY REPRESENTATIVE BEARD
AN ACT

To enact R.S. 30:2074(B)(9), relative to water quality; to provide for an effluent reduction credit banking system; to provide for rules and regulations; and to provide for related matters.

Reported with amendments by the Committee on Environmental Quality.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Environmental Quality to Engrossed House Bill No. 1334 by Representative Beard

AMENDMENT NO. 1

On page 2, line 12, after "than" delete the remainder of the line and insert "twenty months in any twenty-four month period."

On motion of Senator Cain, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1460—

BY REPRESENTATIVES TOOMY, CAPELLA, R. CARTER, DARTEZ, FAUCHEUX, GALLOT, HEATON, M. JACKSON, AND WELCH
AN ACT

To amend and reenact R.S. 26:932(5) and (7), 933(B)(introductory paragraph) and (C)(7), 934(5), 935(A), (B)(1)(a) and (2), and (C), and 939 and to enact R.S. 26:932(8) and (9), relative to the Responsible Vendor Program; to include the serving or selling of tobacco products in the program; to include holders of Retail Dealer Registration Certificates and Retail Dealer Permits in the program; to provide for definitions; to provide for suspension or revocation of a server's permit for selling or serving tobacco products to an underage person; to provide for exceptions to the suspension or revocation of a vendor's permit; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1640—

BY REPRESENTATIVES TOOMY AND FAUCHEUX
AN ACT

To amend and reenact R.S. 32:57.1(B) and to enact R.S. 32:57.2, relative to suspended driver's license; to provide for the reinstatement penalty of an operator's license when an arrested person fails to honor a written promise to appear in court; to provide for an additional fee to be paid to the office of the prosecuting authority for certain expenses relative to the suspended driver's license; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. The bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 1776—

BY REPRESENTATIVES MONTGOMERY AND L. JACKSON
AN ACT

To amend and reenact R.S. 27:392(B)(2)(b), (3)(a), (b), and (c)(i), (4), and (5), relative to the distribution of revenues derived under the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to change the dedication of certain monies derived from the conduct of slot machine gaming in Bossier Parish; to make certain technical corrections; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 1776 by Representative Montgomery

AMENDMENT NO. 1

On page 3, line 3, after "(b)" insert "(i)"

AMENDMENT NO. 2

On page 3, line 9, after "Board" and before "as provided" insert the following "and the Louisiana Community and Technical College System"

AMENDMENT NO. 3

On page 3, line 10, after "Subparagraph." delete the remainder of the line and lines 11 through 17 and insert in lieu thereof the following:

"Monies in the fund shall be used solely and exclusively for the construction and/or operation of a Career and Technology Center to be located in St. Landry Parish. The Career and Technology Center shall serve secondary and postsecondary students and shall provide occupational and workforce training. All courses of instruction provided at the Career and Technology Center shall be approved by the Board of Supervisors of the Louisiana Community and Technical College System.

(ii) Monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund. Interest earnings on investment of monies in the fund shall be credited to the fund. Unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the fund. The principle in the fund may not be appropriated. Interest earnings may be appropriated, but only for enhancements to the education program in St. Landry."

On motion of Senator Cravins, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1832—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 13:847(F), relative to fees clerks of court receive in criminal cases; to authorize a clerk of a district court in a parish with a population of between forty-two thousand eight hundred and forty-three thousand five hundred to receive an additional fee in expungement cases; to provide for use of the funds; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1851—

BY REPRESENTATIVES DEVILLIER, FARRAR, AND BRUCE
AN ACT

To amend and reenact R.S. 40:1563.1(C) and to enact R.S. 40:1563.1(D), relative to local arson investigators; to provide for training, certification, and qualification; to clarify their powers and duties; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

Rules Suspended

Senator Dardenne asked for and obtained a suspension of the rules for the purpose of advancing to the order of Senate Bill on Third Reading and Final Passage and taking up Senate Bill No. 1132 out of its regular order.

**Senate Bills and Joint Resolutions on
Third Reading
and Final Passage**

The following Senate Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

SENATE BILL NO. 1132 (Substitute for Senate Bill No. 1108)—

BY SENATORS HINES, FIELDS, BAJOE, HOLDEN, B. JONES, MOUNT AND SCHEDLER

AN ACT

To enact Part LVIII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.191 through 1300.196, relative to the Louisiana Elderly Medication Program; to provide definitions; to create the Louisiana Elderly Medication Program; to provide for eligibility; to provide for the responsibilities of the office of elderly affairs within the governor's office; to provide for annual reporting; and to provide for related matters.

On motion of Senator Dardenne, the bill was read by title and recommitted to the Committee on Finance.

Regular Order of the Day Resumed**Special Order of the Day**

The following Senate Bill on Third Reading and Final Passage, which was made Special Order of the Day No. 1, was taken up and acted upon as follows:

SENATE BILL NO. 867—

BY SENATOR SCHEDLER
AN ACT

To amend and reenact Subpart C-2 of Part II of Chapter 4 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:1519 through 1519.11, and R.S. 40:6, to enact Chapter

59 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2761, and to repeal R.S. 46:6(B) and (C), relative to the Louisiana State University Health Sciences Center-Health Care Services Division; to provide for definitions; to provide for structure, duties, powers, and responsibilities of the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to govern the division; and to provide for related matters.

Floor Amendments Sent Up

Senator Schedler sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Engrossed Senate Bill No. 867 by Senator Schedler

AMENDMENT NO. 1

Delete Amendment No. 9 in the set of 13 Senate Floor Amendments proposed by Senator Schedler and adopted by the Senate on May 19, 2003.

AMENDMENT NO. 2

On page 52, line 4, after "2004." insert "The common Medicaid payment methodology shall be based on acuity and diagnosis-related groupings."

On motion of Senator Schedler, the amendments were adopted.

Floor Amendments Sent Up

Senator Schedler sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Engrossed Senate Bill No. 867 by Senator Schedler

AMENDMENT NO. 1

In Senate Floor Amendments thirteen in number, proposed by Senator Schedler and adopted by the Senate on May 19, 2003, delete amendment No. 13

AMENDMENT NO. 2

On page 1, line 4 delete "1519.11" and insert "1519.12"

AMENDMENT NO. 3

On page 1, line 15 delete "1516.11" and insert "1519.12"

AMENDMENT NO. 4

On page 7, after line 19, insert "M. "Medically indigent" means any person below two hundred percent of the federal poverty level and uninsured."

AMENDMENT NO. 5

On page 32, between lines 19 and 20 insert:

"C. The board or the division shall not authorize a hospital to reduce health care services provided by any one of the hospitals of the Health Care Services Division in any manner which causes expenditures of any hospital to be reduced on an annualized basis by greater than thirty-five percent of the previous fiscal year actual spending level. Funding may be provided by any local, regional, state, federal, or private sources to augment existing funding or to restore reduced funding."

AMENDMENT NO. 6

On page 38, after line 26 insert:

"C. Those persons who are determined not to be medically indigent or uninsured or those with emergency medical conditions or

requiring services not otherwise available shall be admitted on a space available basis and shall be reasonably charged for treatment or service received."

AMENDMENT NO. 7

On page 45, delete lines 19 through 22

AMENDMENT NO. 8

On page 45, line 23 delete "(6)" and insert "(5)"

AMENDMENT NO. 9

On page 46, line 1 delete "(7)" and insert "(6)"

AMENDMENT NO. 10

On page 46, line 4 delete "(8)" and insert "(7)"

AMENDMENT NO. 11

On page 46, line 8 delete "(9)" and insert "(8)"

AMENDMENT NO. 12

On page 46, line 12 delete "(10)" and insert "(9)"

AMENDMENT NO. 13

On page 46, line 19 delete "(11)" and insert "(10)"

AMENDMENT NO. 14

On page 47, lines 21 and 22 delete "to the extent that funds are appropriated by the legislature every year for this purpose,"

AMENDMENT NO. 15

On page 59, line 5 delete "chancellor" and insert "senior vice president"

AMENDMENT NO. 16

On page 61, in line 19 delete "chancellor" and insert "senior vice president"

AMENDMENT NO. 17

On page 64, between lines 25 and 26 insert:

"§1519.12. Academic Advisory Council

R.S. 1519.12 is all proposed new law.

A. There is hereby established the Academic Advisory Council within the LSU Health Sciences Center-Health Care Services Division.

B. The Academic Advisory Council shall rotate its membership every two years, and shall be composed of thirty-two representatives, as follows:

- (1) Fifteen members representing the state's public universities.
- (2) Three members representing the state's private universities.
- (3) Three members representing the state's community colleges.
- (4) Three members representing public vocational-technical schools and programs.

(5) Three members representing private vocational-technical schools and programs.

(6) One member representing the Louisiana Department of Labor.

(7) One member representing the Louisiana Department of Education.

(8) Three members at large.

C. The Academic Advisory Council shall hold public meetings, seek public input, and provide advice and suggestions to the LSUHSC-Health Care Services Division with regard to the coordination and improvement of health training programs which are operated within the hospitals and clinics of the division."

AMENDMENT NO. 18

On page 65, line 2 after "Admission" insert "criteria" and delete "; minimum fee"

AMENDMENT NO. 19

On page 65, lines 7 and 8 delete "**and shall contribute to the cost of such treatment based on his ability to pay.**"

AMENDMENT NO. 20

On page 65, line 12 delete "said co-pay" and insert ", or unless the patient's clinical condition requires immediate treatment as determined by the patient's physician."

On motion of Senator Schedler, the amendments were adopted.

Floor Amendments Sent Up

Senator Bajoie sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bajoie to Engrossed Senate Bill No. 867 by Senator Schedler

AMENDMENT NO. 1

On page 65, line 2, after "Admission" insert "**criteria**"

AMENDMENT NO. 2

On page 65, line 2, delete "; minimum fee"

AMENDMENT NO. 3

On page 65, line 12, delete "said co-pay," and insert "any appropriately adopted reasonable charges for treatment or service received,"

AMENDMENT NO. 4

On page 65, line 16, after "payments" and before the period "." insert "; or unless the patient's clinical condition requires immediate treatment as determined by the treating physician or medical director"

On motion of Senator Bajoie, the amendments were adopted.

Floor Amendments Sent Up

Senator Holden sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Holden to Engrossed Senate Bill No. 867 by Senator Schedler

AMENDMENT NO. 1

On page 38, line 14, after "boards" insert "to increase the number of minority doctors, relying on evidence-based guidelines to determine what care is given"

AMENDMENT NO. 2

On page 56, line 7, after "performance" insert", increasing the number of minority doctors, relying on evidence-based guidelines to determine what care is given"

On motion of Senator Holden, the amendments were adopted.

Floor Amendments Sent Up

Senator Johnson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Johnson, Bajoie, Irons, and Boissiere to Engrossed Senate Bill No. 867 by Senator Schedler

AMENDMENT NO. 1

On page 59, line 15, change "ten" to "fifteen"

AMENDMENT NO. 2

On page 59, line 17, after "Center," insert "three from Xavier University"

AMENDMENT NO. 3

On page 59, at the end of line 17, after "Hospitals," insert "one each from Dillard University and Southern University at New Orleans, which collectively shall have one vote,"

AMENDMENT NO. 4

On page 59, line 19, after "vote" insert "with the exception of Dillard University and Southern University at New Orleans"

AMENDMENT NO. 5

On page 61, line 4, change "three" to "five"

AMENDMENT NO. 6

On page 61, line 7, change "three" to "five"

On motion of Senator Johnson, the amendments were adopted.

Floor Amendments Sent Up

Senator Mount sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Engrossed Senate Bill No. 867 by Senator Schedler

AMENDMENT NO. 1

On page 32, delete lines 18 and 19, and insert "provided that the passage of such resolution shall require the approval by a two-thirds vote of each house of the legislature"

Senator Mount moved adoption of the amendments.

Senator Schedler objected.

ROLL CALL

The roll was called with the following result:

YEAS

Boissiere	Irons	Michot
Cravins	Johnson	Mount
Fields	Jones, CD	Thomas
Hines	Marionneaux	
Holden	McPherson	
Total—13		

NAYS

Mr. President	Gautreaux	Romero
Adley	Heitmeier	Schedler
Barham	Hollis	Smith
Cain	Hoyt	Tarver
Dardenne	Jones, B	Theunissen
Dean	Lambert	Ullo
Ellington	Lentini	
Fontenot	Malone	
Total—22		

ABSENT

Bajoie	Chaisson
Bean	Dupre
Total—4	

The Chair declared the amendments were rejected.

Floor Amendments Sent Up

Senator Cravins sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Engrossed Senate Bill No. 867 by Senator Schedler

AMENDMENT NO. 1

On page 14, delete line 24

AMENDMENT NO. 2

On page 14, line 25, change "(e)" to "(d)"

AMENDMENT NO. 3

On page 14, line 26, change "(f)" to "(e)"

AMENDMENT NO. 4

On page 15, line 1, change "(g)" to "(f)"

AMENDMENT NO. 5

On page 15, line 2, change "(h)" to "(g)"

AMENDMENT NO. 6

On page 15, between lines 9 and 10 insert "(c) University Medical Center in Lafayette."

Senator Cravins moved adoption of the amendments.

Senator Schedler objected.

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Gautreaux	Marionneaux
Boissiere	Holden	McPherson
Cain	Hoyt	Michot
Chaisson	Irons	Romero
Cravins	Johnson	Tarver
Dupre	Jones, CD	
Fields	Malone	
Total—19		

NAYS

Adley	Hines	Schedler
Dardenne	Hollis	Smith
Dean	Jones, B	Theunissen
Ellington	Lambert	Thomas
Fontenot	Lentini	Ullo
Heitmeier	Mount	
Total—17		

ABSENT

Mr. President	Bajoie	Bean
Total—3		

The Chair declared the amendments were adopted.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed Senate Bill No. 867 by Senator Schedler

AMENDMENT NO. 1

On page 66, line 8, delete the remainder of the page.

AMENDMENT NO. 2

On page 67, delete line 1 through 23.

Senator McPherson moved adoption of the amendments.

Senator Schedler objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Hines	Marionneaux
Chaisson	Holden	McPherson
Cravins	Johnson	
Fields	Jones, CD	
Total—10		

NAYS

Mr. President	Gautreaux	Michot
Adley	Heitmeier	Mount
Barham	Hollis	Romero
Boissiere	Hoyt	Schedler
Cain	Irons	Smith
Dardenne	Jones, B	Tarver
Dean	Lambert	Theunissen
Ellington	Lentini	Thomas
Fontenot	Malone	Ullo
Total—27		

ABSENT

Bean	Dupre
Total—2	

The Chair declared the amendments were rejected.

Senator Lambert in the Chair

Floor Amendments Sent Up

Senator C. Jones sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator C. Jones to Engrossed Senate Bill No. 867 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 4, change "1519.11" to "1519.12"

AMENDMENT NO. 2

On page 1, line 15, change "1519.11" to "1519.12"

AMENDMENT NO. 3

On page 32, after line 19, insert "C. In no event shall emergency medical treatment be denied to anyone in the nearest general hospital owned and operated by the state of Louisiana."

AMENDMENT NO. 4

On page 51, line 18, change "B" to "C"

AMENDMENT NO. 5

On page 51, line 21, change "C" to "D"

AMENDMENT NO. 6

On page 52, line 5, change "D" to "E"

AMENDMENT NO. 7

On page 63, after line 26, insert the following:

"§1519.11. E.A. Conway Medical Center; Advisory Council

R.S. 17:1519.11 is all proposed new law.

A.(1) E.A. Conway Medical Center Advisory Council is hereby established. The council shall consist of thirteen members who shall serve without compensation. Legislators representing the parishes of Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union and West Carroll shall appoint a member to serve on the advisory council. One member shall be appointed by the hospital administrator. One member shall be appointed by the hospital employee union.

(2) Each member of the council shall hold office until the appointment and qualification of his successor. Members shall be appointed for a term of four years. Legislators may remove any member of the council for misconduct, incompetency, or neglect of duty. Members may serve two successive terms only.

(3) The council shall meet at least once in each quarter of each calendar year or upon call of the secretary or the chairman. Seven members shall constitute a quorum. The council shall elect from its members a chairman, a vice chairman and secretary, and such committees as it deems necessary to carry out its duties, each for a term of one year. All meetings of the council shall be public, and except as otherwise provided by law, all records of the council shall be open to inspection.

(4) Within thirty days after their appointment, the members of the council shall take an oath, before any person authorized to administer oaths, to faithfully and impartially perform their duties. Such oaths shall be filed with the secretary of state.

(5) The domicile of the council shall be in the city of Monroe.

B. The council shall:

(1) Inquire into the needs of the employment service industry, the administration of this Part, the matter of the policies thereof, and make such recommendations with respect thereto as may be deemed important and necessary for the welfare of the state, the health of the public, and the welfare and progress of the hospital industry.

(2) Confer and advise with the secretary as to how the council may best serve the E.A. Conway Medical Center.

AMENDMENT NO. 8

On page 64, line 1, change "§1519.11" to "§1519.12"

AMENDMENT NO. 9

On page 64, line 2, change "**R.S. 17:1519.11**" to "**R.S. 17:1519.12**"

On motion of Senator C. Jones, the amendments were adopted.

The bill was read by title. Senator Schedler moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fontenot	Lentini
Adley	Gautreaux	Malone
Bajoie	Heitmeier	Marionneaux
Barham	Hines	Michot
Boissiere	Holden	Mount
Cain	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Jones, CD	Thomas
Ellington	Lambert	Ullo
Total—36		

NAYS

Fields	McPherson
Total—2	
	ABSENT

Bean
Total—1

The Chair declared the amended bill was passed. The title was read and adopted. Senator Schedler moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Mr. President in the Chair

Special Order of the Day

The following Senate Bill on Third Reading and Final Passage, which was made Special Order of the Day No. 2, was taken up and acted upon as follows:

SENATE BILL NO. 182—

BY SENATORS C. JONES, BAJOE, BOISSIERE, CRAVINS, FIELDS, HOLDEN, IRONS, JOHNSON AND TARVER AND REPRESENTATIVES BAYLOR, BROOME, K. CARTER, CURTIS, GALLOT, GLOVER, GREEN, GUILLORY, HONEY, HUDSON, HUNTER, L. JACKSON, M. JACKSON, LUCAS, MORRELL, MURRAY, PEYCHAUD, QUEZAIRE, RICHMOND, SWILLING AND WELCH

A JOINT RESOLUTION

Proposing to amend Article IV, Section 8 of the Constitution of Louisiana, relative to the powers and duties of the attorney general; to provide that the attorney general may investigate, in cooperation with the district attorney, sheriff, and municipal police with jurisdiction and the state police, and prosecute any homicide involving a state elected official; to provide for definitions; and to specify an election for submission of the proposition to electors; and provide a ballot proposition.

The bill was read by title. Senator C. Jones moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Gautreaux	Jones, CD
Bajoie	Heitmeier	Lambert
Barham	Hines	Marionneaux
Boissiere	Holden	McPherson
Cravins	Irons	Tarver
Fields	Johnson	Thomas
Total—18		

NAYS

Mr. President	Hollis	Mount
Cain	Hoyt	Romero
Dardenne	Jones, B	Smith
Dean	Lentini	Theunissen
Ellington	Malone	Ullo
Fontenot	Michot	
Total—17		

ABSENT

Bean	Dupre
Chaisson	Schedler
Total—4	

The Chair declared the bill failed to pass.

Notice of Reconsideration

Senator C. Jones, pursuant to Senate Rule Number 11.12, gave notice that before the expiration of the Morning Hour of the next succeeding legislative day of the Senate, he would move to reconsider the vote by which the bill failed to pass.

Special Order of the Day

The following Senate Bill on Third Reading and Final Passage, which was made Special Order of the Day No. 3, was taken up and acted upon as follows:

SENATE BILL NO. 221—

BY SENATOR HAINKEL

A JOINT RESOLUTION

Proposing to amend Article V, Sections 4, 9, 21, 22, and 24, and Article X, Section 26 and to add Article V, Sections 22.1, 22.2, 22.3, and 24.1 of the Constitution of Louisiana, to provide for the nomination and appointment of judges; to provide for filling of a vacancy or a newly created judgeship or vacancy in the office of judge; to provide for retention elections; to provide a term of office for judges; to provide for qualifications; to provide for the criteria to be used in the nomination and appointment of judges; to provide for the recall, by election, of judges; to provide for submission of the proposed amendment to the electors; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Motion

On motion of Senator Hainkel, Senate Bill No. 221 was made Special Order of the Day No. 1 on Thursday, May 29, 2003 immediately following the Morning Hour.

Special Order of the Day

The following Senate Bill on Third Reading and Final Passage, which was made Special Order of the Day No. 4, was taken up and acted upon as follows:

SENATE BILL NO. 455—

BY SENATOR HAINKEL

AN ACT

To enact Chapter 1-C of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:51 through 66, and to repeal Subpart D of Part VII of Chapter 5 of Title 18 of the Louisiana Revised Statutes of 1950, comprised of R.S. 18:621, relative to judges; to create judicial nominating commissions to make nominations for the selection of judges; to provide for the membership, terms, duties, and functions of such commissions; to provide for appointments from such nominations; to provide that appointees shall be confirmed by the Senate; to provide for a district court nominating commission; to provide for an appellate court nominating commission; to provide for a supreme court nominating commission; to provide for restrictions for members of a nominating commission; to provide for definitions; to provide for the manner in which a vacancy in office of a judge will be filled; to provide for implementation; to provide for an effective date; and to provide for related matters.

Motion

On motion of Senator Hainkel, Senate Bill No. 455 was made Special Order of the Day No. 2 on Thursday, May 29, 2003 immediately following the Morning Hour.

Senate Bills and Joint Resolutions Returned from the House of Representatives with Amendments

The following Senate Bills and Joint Resolutions returned from the House of Representatives with amendments were taken up and acted upon as follows:

SENATE BILL NO. 33—

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 38:291(P)(2) and 304(B) and to enact R.S. 38:291(P)(4), relative to the South Lafourche Levee District; to provide for membership of the board of commissioners; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Reengrossed Senate Bill No. 33 by Senator Dupre

AMENDMENT NO. 1

On page 2, line 4, change "**Two**" to "**Three**"

AMENDMENT NO. 2

On page 2, line 6, change "**Two**" to "**Three**"

AMENDMENT NO. 3

On page 2, at the end of line 7, after the period "." insert the following: "**These members shall not be subject to Senate confirmation.**"

AMENDMENT NO. 4

On page 2, delete lines 16 through 19 in their entirety and at the beginning of line 20 change "**(f)**" to "**(e)**"

AMENDMENT NO. 5

On page 2, delete lines 24 and 25 in their entirety and at the beginning of line 26 change "**(h)**" to "**(f)**"

Senator Dupre moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fontenot	Malone
Adley	Gautreaux	Marionneaux
Bajoie	Heitmeier	McPherson
Barham	Hines	Michot
Cain	Holden	Mount
Chaisson	Hollis	Romero
Cravins	Hoyt	Smith
Dardenne	Irons	Tarver
Dean	Johnson	Theunissen
Dupre	Jones, CD	Thomas
Ellington	Lambert	Ullo
Fields	Lentini	
Total—35		

NAYS

Total—0

ABSENT

Bean
Boissiere
Total—4

Jones, B
Schedler

The Chair declared the amendments proposed by the House were rejected. Senator Dupre moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 34—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 38:291(T)(2) and 304(B) and to enact R.S. 38:291(T)(4), relative to the North Lafourche Conservation, Levee and Drainage District; to provide for membership of the board of commissioners; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original Senate Bill No. 34 by Senator Dupre

AMENDMENT NO. 1

On page 2, delete lines 4 through 6 and insert the following:

"(a) Each of the six state legislators representing any part of the district shall submit nominations, and the Governor shall appoint one member from each such list of nominees."

Senator Dupre moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fontenot	Malone
Adley	Gautreaux	Marionneaux
Bajoie	Heitmeier	McPherson
Barham	Hines	Michot
Cain	Holden	Mount
Chaisson	Hollis	Romero
Cravins	Hoyt	Smith
Dardenne	Irons	Tarver
Dean	Johnson	Theunissen
Dupre	Jones, CD	Thomas
Ellington	Lambert	Ullo
Fields	Lentini	
Total—35		

NAYS

Total—0

ABSENT

Bean	Jones, B
Boissiere	Schedler
Total—4	

The Chair declared the amendments proposed by the House were concurred in. Senator Dupre moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 44—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 48:252(A)(2) and (B)(1), relative to roads and highways; provides for alternate bids on selected highway project contracts; requires quarterly reports on the bids; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Engrossed Senate Bill No. 44 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 2, after "R.S." change "48:252(A)(2) and (B)(1)," to "48:252(B)(1),"

AMENDMENT NO. 2

On page 1, line 7, after "R.S." change "48:252(A)(2) and (B)(1) are" to "48:252(B)(1) is"

AMENDMENT NO. 3

On page 1, delete lines 11 through 15 in their entirety

AMENDMENT NO. 4

On page 2, delete lines 1 through 12 in their entirety

Senator McPherson moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Gautreaux	Malone
Barham	Heitmeier	Marionneaux
Boissiere	Hines	McPherson
Cain	Holden	Mount
Chaisson	Hollis	Romero
Cravins	Hoyt	Smith
Dardenne	Irons	Tarver
Dean	Johnson	Theunissen
Dupre	Jones, B	Thomas
Ellington	Jones, CD	Ullo
Fields	Lambert	
Fontenot	Lentini	
Total—34		

NAYS

Total—0

ABSENT

Mr. President	Bean	Schedler
Bajoie	Michot	
Total—5		

The Chair declared the amendments proposed by the House were concurred in. Senator McPherson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 64—

BY SENATOR SMITH AND REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 9:5701, relative to prescription; to provide a ten-year prescriptive period for educational debts owed to certain institutions of higher education; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Townsend to Reengrossed Senate Bill No. 64 by Senator Smith

AMENDMENT NO. 1

On page 2, line 2, after "debts" delete the remainder of the line

AMENDMENT NO. 2

On page 2, at the beginning of line 3, delete "benefits"

AMENDMENT NO. 3

On page 2, line 3, after "state" and before "are" insert a comma ", " and insert "other than student loans, stipends, or benefits"

Senator Smith moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Fontenot	Lambert
Bajoie	Gautreaux	Lentini
Barham	Heitmeier	Malone
Boissiere	Hines	Marionneaux
Cain	Holden	McPherson
Chaisson	Hollis	Mount
Dardenne	Hoyt	Romero
Dean	Irons	Smith
Dupre	Johnson	Tarver
Ellington	Jones, B	Theunissen
Fields	Jones, CD	Thomas
Total—33		

NAYS

Ullo
Total—1

ABSENT

Mr. President	Cravins	Schedler
Bean	Michot	
Total—5		

The Chair declared the amendments proposed by the House were concurred in. Senator Smith moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 214—

BY SENATORS DUPRE, CAIN, SCHEDLER, ADLEY, BARHAM, BOISSIERE, CHAISSON, CRAVINS, DARDENNE, FIELDS, ELLINGTON, FONTENOT, GAUTREAUX, HINES, HOLDEN, HOLLIS, HOYT, IRONS, JOHNSON, B. JONES, LAMBERT, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, ROMERO, SMITH, TARVER, THEUNISSEN AND THOMAS AND REPRESENTATIVES PITRE AND DOWNER

A JOINT RESOLUTION

Proposing to amend Article VII, Sections 10.2(B) and (C) and 10.5(C) of the Constitution of Louisiana and to add Article VII,

Section 10(D)(2)(e) and (f) of the Constitution of Louisiana, relative to state funds; to provide for credit and appropriation of monies in the Mineral Revenue Audit and Settlement Fund for deposit in the Wetlands Conservation and Restoration Fund; to provide for the cap on the balance of certain mineral revenues that can be in the balance of the Wetlands Conservation and Restoration Fund; to provide for the allocation of appropriation of nonrecurring revenues for deposit into the Wetlands Conservation and Restoration Fund; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 214 by Senator Dupre

AMENDMENT NO. 1

On page 1, at the end of line 9, change "of" to "or"

AMENDMENT NO. 2

On page 2, delete lines 18 through 21 in their entirety

AMENDMENT NO. 3

On page 3, line 12, after "law" and before the period "." insert "but in no event less than five hundred million dollars"

AMENDMENT NO. 4

On page 3, line 26, after "law" and before the period "." insert "but in no event less than five hundred million dollars"

AMENDMENT NO. 5

On page 4, line 8, after "law" and before the period "." insert "but in no event less than five hundred million dollars"

AMENDMENT NO. 6

On page 4, at the beginning of line 17, change "twenty-five" to "fifty"

AMENDMENT NO. 7

On page 5, delete line 13 and insert "Requires that fifty million annually of monies in the Mineral Revenue Audit and Settlement Fund"

AMENDMENT NO. 8

On page 5, delete lines 16 and 17 in their entirety, and insert "monies in the"

AMENDMENT NO. 9

On page 5, line 24, after "law" and before the period "." insert ", but in no event less than five hundred million dollars"

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 214 by Senator Dupre

AMENDMENT NO. 1

Delete House Committee Amendments No. 7 and 8 proposed by the House Committee on Appropriations and adopted by the House of Representatives on May 20, 2003.

AMENDMENT NO. 2

On page 5, delete lines 13 through 17 and insert "Authorizes the legislature to annually appropriate an additional fifty million dollars from the"

Senator Dupre moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Marionneaux
Adley	Hines	McPherson
Barham	Holden	Michot
Boissiere	Hollis	Mount
Cain	Hoyt	Romero
Chaisson	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Jones, CD	Thomas
Ellington	Lambert	Ullo
Fields	Lentini	
Gautreaux	Malone	
Total—34		

NAYS

Total—0

ABSENT

Bajoie	Cravins	Schedler
Bean	Fontenot	
Total—5		

The Chair declared the amendments proposed by the House were rejected. Senator Dupre moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 402—

BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 30:2012(D), relative to environmental quality; to provide that the Department of Environmental Quality develop new criteria for compliance inspections; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Environment to Engrossed Senate Bill No. 402 by Senator Fontenot

AMENDMENT NO. 1

On page 2, at the beginning of line 5, insert "A."

AMENDMENT NO. 2

On page 3, at the beginning of line 2, insert "B."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 402 by Senator Fontenot

AMENDMENT NO. 1

In House Committee Amendment No. 1 proposed by the House Committee on Environment, on line 2, change "A." to "(1)"; and, in Amendment No. 2, on line 4, change "B." to "(2)"

AMENDMENT NO. 2

On page 2, line 20, change "1." to "(a); and on line 21, change "2." to "(b)"; and on line 22, change "3." to "(c)"; and on line 23, change "4." to "(d)"; and on line 24, change "5." to "(e)"; and on line 26, change "6." to "(f)"

Senator Fontenot moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Malone
Adley	Heitmeier	Marionneaux
Bajoie	Hines	McPherson
Barham	Holden	Michot
Boissiere	Hollis	Mount
Cain	Hoyt	Romero
Chaisson	Irons	Smith
Dean	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Thomas
Fields	Lambert	Ullo
Fontenot	Lentini	
Total—35		

NAYS

Total—0

ABSENT

Bean	Dardenne
Cravins	Schedler
Total—4	

The Chair declared the amendments proposed by the House were concurred in. Senator Fontenot moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 568—

BY SENATORS DUPRE, CAIN, SCHEDLER, ADLEY, BARHAM, BOISSIERE, CAIN, CHAISSON, CRAVINS, DARDENNE, FIELDS, FONTENOT, GAUTREAU, HINES, HOLLIS, HOYT, IRONS, LAMBERT, MCPHERSON, MICHOT, MOUNT, ROMERO, SMITH, TARVER AND THEUNISSEN

AN ACT

To amend and reenact R.S. 39:97(C) and R.S. 49:213.7(B)(1) and (D) and to enact R.S. 39:34(B)(2)(d) and 54(B)(2)(d) and (e) and to repeal R.S. 49:213.7(B)(3), relative to state funds; to provide for credit and appropriation of monies in the Mineral Revenue Audit and Settlement Fund for deposit in the Wetlands Conservation and Restoration Fund; to provide for a cap on the balance of certain mineral revenues that can be in the balance of the Wetlands Conservation and Restoration Fund; to provide for the allocation of appropriation of nonrecurring revenues for deposit into the Wetlands Conservation and Restoration Fund; to provide for an effective date; and to provide for related matters.

The resolution was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 568 by Senator Dupre

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 39:97(C)" to "R.S. 39:97(B) and (C)"

AMENDMENT NO. 2

On page 1, line 3, change "R.S. 39:34(B)(2)(d)" to "R.S. 29:731.1, R.S. 39:34(B)(2)(d)"

AMENDMENT NO. 3

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30th DAY'S PROCEEDINGS

On page 1, at the end of line 3, insert "17:3042.8 and R.S."

AMENDMENT NO. 4

On page 1, line 9, after "allocation" and before "appropriation" change "of" to "or"

AMENDMENT NO. 5

On page 1, at the end of line 10, insert: "correct an incorrect reference to the Budget Stabilization Fund; to create the State Disaster or Emergency Relief Fund in the state treasury and to provide for deposit of monies into the fund and for the use of such monies; to repeal certain obsolete funds; to provide for transfer of certain monies to the state general fund; to"

AMENDMENT NO. 6

On page 3, delete lines 2 through 6 in their entirety

AMENDMENT NO. 7

On page 4, between lines 23 and 24, insert:

"Section 3. R.S. 29:731.1 is hereby enacted to read as follows:

§731.1. State Disaster or Emergency Relief Fund

A. There is hereby established in the state treasury the "State Disaster or Emergency Relief Fund", hereinafter referred to in this Section as the "fund". The fund shall be administered by the Military Department, office of homeland security and emergency preparedness.

B. The sources of monies deposited in the fund shall be funds from specific legislative appropriations and from donations, gifts, grants, and matching or other funds provided by regional or local governments. After compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana, relative to the Bond Security and Redemption Fund, and prior to monies being placed in the state general fund, an amount equal to that deposited as provided in this Subsection and monies appropriated by the legislature shall be credited to the fund. The monies in this fund shall be used solely as provided in Subsection C of this Section and only in the amounts appropriated annually by the legislature. All unexpended and unencumbered monies in this fund at the end of the fiscal year shall remain in the fund. The monies in this fund shall be invested by the state treasurer in the same manner as monies in the state general fund, and interest earned on the investment of these monies shall be credited to this fund, again following compliance with the requirements of Article VII, Section 9(B), relative to the Bond Security and Redemption Fund.

C. Monies in the fund shall be used for declared disasters or emergencies or both including use as state match requirements for the payment of claims submitted and approved by the Federal Emergency Management Agency.

Section 4. R.S. 39:97(B) is hereby amended and reenacted to read as follows:

§97. Mineral Revenue Audit and Settlement Fund

* * *

B. After making the allocations provided for in Subsection A of this Section, the treasurer shall then deposit in and credit to the Mineral Revenue Audit and Settlement Fund any such remaining revenues. Any revenues deposited in and credited to the fund shall be considered mineral revenues from severance taxes, royalty payments, bonus payments, or rentals for purposes of determining deposits and credits to be made in and to the Wetlands Conservation and Restoration Fund as provided in Article VII, Section 10.2 of the Constitution of Louisiana. Any revenues deposited in and credited to the fund shall not be considered mineral revenues for purposes of the ~~Revenue Stabilization/Mineral Trust Fund~~ Budget Stabilization Fund as provided in Article VII, Section 10.3 of the Constitution of Louisiana. Money in the fund shall be invested as provided by law. The earnings realized in each fiscal year on the investment of monies in the Mineral Revenue Audit and Settlement Fund shall be deposited in and credited to the Mineral Revenue Audit and Settlement Fund.

* * *

Section 5. R.S. 17:3042.8 is hereby repealed in its entirety."

AMENDMENT NO. 8

On page 4, line 24, change "Section 3." to "Section 6."

AMENDMENT NO. 9

On page 4, between lines 24 and 25, insert:

"Section 7. Notwithstanding any provision of law to the contrary, the state treasurer is authorized and directed to transfer any unexpended and unobligated balance in the Teacher Preparation Loan Fund to the State General Fund. Notwithstanding any provision of law to the contrary, any agency receiving repayments for loans made through or with funds from the Teacher Preparation Loan Fund shall forward any such payments to the state treasurer for deposit in the state general fund.

Section 8. Notwithstanding any provision of law to the contrary, the state treasurer is authorized and directed to transfer any amounts held in the state treasury to the account of or for the benefit of the Louisiana Employment Opportunity Loan Program to the State General Fund."

AMENDMENT NO. 10

On page 4, at the beginning of line 25, delete "Section 4. This Act" and insert "Section 9. Sections 1, 2, and 6 of this Act"

AMENDMENT NO. 11

On page 5, at the end of line 3, insert: "All other Sections of this Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

Senator Dupre moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fontenot	Lentini
Adley	Gautreaux	Malone
Bajoie	Heitmeier	Marionneaux
Barham	Hines	McPherson
Boissiere	Holden	Michot
Cain	Hollis	Mount
Chaisson	Hoyt	Romero
Dardenne	Irons	Smith
Dean	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Thomas
Fields	Lambert	Ullo
Total—36		

NAYS

Total—0

ABSENT

Bean	Cravins	Schedler
Total—3		

The Chair declared the amendments proposed by the House were rejected. Senator Dupre moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 577—
BY SENATOR FONTENOT

AN ACT

To enact R.S. 30:2025(D), relative to enforcement of environmental violations; to provide for a program for expedited enforcement for minor environmental violations; to authorize the secretary to promulgate rules and regulations; and to provide for related matters.

On motion of Senator Fontenot, the bill was read by title and returned to the Calendar, subject to call.

Rules Suspended

Senator Smith asked for and obtained a suspension of the rules for the purpose of advancing to the order of House Bills on Third Reading and Final Passage and taking up House Bill No. 1264 out of its regular order.

**House Bills and Joint Resolutions on
Third Reading
and Final Passage**

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

HOUSE BILL NO. 1264—
BY REPRESENTATIVES SALTER AND ILES
AN ACT

To amend and reenact R.S. 38:2325(A), relative to the powers of the Sabine River Authority; to establish a conservation pool level; to prohibit the generation of hydroelectric power under certain circumstances; to provide relative to limitations on other uses of water in the reservoir; and to provide for related matters.

The bill was read by title. Senator Smith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Jones, CD
Adley	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hines	Mount
Chaisson	Holden	Romero
Cravins	Hollis	Smith
Dardenne	Hoyt	Tarver
Dean	Irons	Theunissen
Dupre	Johnson	Ullo
Total—33		

NAYS

Total—0

ABSENT

Bean	Lambert	Schedler
Jones, B	Lentini	Thomas
Total—6		

The Chair declared the bill was passed. The title was read and adopted. Senator Smith moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Rules Suspended

Senator Adley asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

**Introduction of Resolutions,
Senate and Concurrent**

Senator Lambert asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 57—

BY SENATOR DUPRE

A RESOLUTION

To memorialize the Congress of the United States to take immediate and focused efforts to improve the enforcement of food import restrictions of seafood imports that contain the use of banned antibiotics, especially in foreign shrimp, and to clarify that testing of imported seafood should be done within the boundaries of the United States of America.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Natural Resources.

SENATE CONCURRENT RESOLUTION NO. 108—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to provide funding for the Louisiana University of Medical Sciences, Inc., College of Primary Care Medicine.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Health and Welfare.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House**ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS**

May 28, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 1017—

BY REPRESENTATIVE DEVILLIER

AN ACT

To enact Code of Criminal Procedure Article 905.5.1, relative to sentencing in capital cases; to prohibit the imposition of capital punishment upon mentally retarded persons; to provide for the procedure to be used when there is a claim of mental retardation; to provide for the filing of motions; to provide for the burden of proof; to provide for hearings; to provide for a waiver of confidentiality; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 1619—BY REPRESENTATIVES MORRIS AND NEVERS
AN ACT

To enact Chapter 20-B-5 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3042.48 through 3042.53, relative to a guaranteed loan program for certain nursing students; to authorize the Louisiana Student Financial Assistance Commission to make loans to certain students enrolled in certain nursing programs; to provide for legislative findings and purpose, eligibility requirements, commission rules and regulations, loan amounts, loan forgiveness, contract requirements, and funding; and to provide for related matters.

HOUSE BILL NO. 1757—BY REPRESENTATIVE WALSWORTH
AN ACT

To enact R.S. 33:2740.55, to create the Southwest Ouachita Economic Development District; to provide relative to the purpose, boundaries, and governance of the district; to provide relative to district plans; and to provide for related matters.

HOUSE BILL NO. 1779—BY REPRESENTATIVE LEBLANC
AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary accounts, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

HOUSE BILL NO. 1805—BY REPRESENTATIVE SALTER
AN ACT

To amend and reenact R.S. 26:583(A) and (B), relative to the Alcoholic Beverage Control Law; to provide that when a portion of a ward, election district, or municipality is annexed it takes on the annexing area's characteristics for purposes of selling alcohol; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 1811—BY REPRESENTATIVE TRICHE
AN ACT

To amend and reenact R.S. 11:752(A) and to enact R.S. 11:752(F) and 754(C), relative to the Teachers' Retirement System of Louisiana; to provide relative to unused annual and sick leave; to require payment for unused accumulated leave which cannot be converted to retirement credit; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1859—BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 33:3001, relative to the limit on parish governing authority appropriations for certain fairs and festivals; to increase such limit; and to provide for related matters.

HOUSE BILL NO. 1875—BY REPRESENTATIVES DEWITT, BRUNEAU, LANCASTER, LEBLANC,
AND HUNTER AND SENATORS HAINKEL, LAMBERT, BARHAM,
DARDENNE, AND ULLO

AN ACT

To appropriate the sum of Fifty-two Million Nine Hundred Forty Thousand One Hundred Twenty-Nine and No/100 (\$52,940,129.00) Dollars, or so much thereof as may be necessary, out of the state general fund and the sum of Three Hundred Fifty Thousand and No/100 (\$350,000.00) Dollars out of the state general fund to provide for the Legislative Auditor Ancillary Enterprise Fund, and the sum of Eight Million Nine Hundred Thirteen Thousand Nine Hundred Eighty-eight and No/100 (\$8,913,988.00) Dollars out of self-generated funds, to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of

legislative service agencies, and of the Louisiana State Law Institute; to provide with respect to appropriations to certain entities within the Department of Public Safety and Corrections; and otherwise to provide with respect to the appropriations and allocations herein made.

HOUSE BILL NO. 1892—BY REPRESENTATIVE WALSWORTH
AN ACT

To enact R.S. 33:2493(C)(3), relative to admission requirements for certain fire or police service tests; to remove the requirement that an applicant for certain fire or police service tests shall be a qualified elector of the state; and to provide for related matters.

HOUSE BILL NO. 1898—BY REPRESENTATIVE PITRE
AN ACT

To amend and reenact R.S. 23:1226(B)(3), relative to workers' compensation; to provide for the filing of claims involving vocational counselors; to provide for an employee's right of action; to provide for an expeditious procedure to compel an employee's cooperation; and to provide for related matters.

HOUSE BILL NO. 1945—BY REPRESENTATIVE DIEZ
AN ACT

To amend and reenact R.S. 56:1948.1, 1948.3, 1948.4, and 1948.7(A) and to enact R.S. 36:209(X) and 802.18 and Part III-A of Chapter 9 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:1948.11 through 1948.13, relative to the Louisiana Byways Program; to provide relative to selection of byways; to create the Louisiana Byways Commission as a state agency in the Department of Culture, Recreation and Tourism; to provide for the jurisdiction and purpose of the commission; to provide for membership of such commission, and its powers, duties, and functions; to provide for legislative oversight of the commission; and to provide for related matters.

HOUSE BILL NO. 1943—BY REPRESENTATIVE LEBLANC
AN ACT

To enact Chapter 31 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:2091 through 2102, relative to the Lafayette Metropolitan Expressway Commission; to create and provide relative to the Lafayette Metropolitan Expressway Commission; to provide for certain definitions; to provide relative to the purpose, powers, jurisdiction, and duties of the commission; to establish a board of directors; to provide relative to directors; to provide relative to bonds, tolls, and other revenue; to provide relative to certain projects, acquisition of land, and utilities; to provide relative to public records; to provide for the cessation of tolls; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1959—BY REPRESENTATIVE WINSTON
AN ACT

To enact R.S. 26:85.1, relative to the Alcoholic Beverage Control Law; to authorize a person to engage in business as a manufacturer and as a retailer at the same time under specified circumstances; and to provide for related matters.

HOUSE BILL NO. 1969—BY REPRESENTATIVE SCHWEGMANN
AN ACT

To enact R.S. 33:9076, relative to improvement districts; to provide for the continued levy of certain taxes and fees that support certain improvement districts; to provide for voting requirements; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 2024 (Substitute for House Bill 1991 by Representative Futrell)—

BY REPRESENTATIVES FUTRELL, R. CARTER, DOERGE, DURAND, GLOVER, GUILLORY, ILES, L. JACKSON, M. JACKSON, KATZ, MCDONALD, PERKINS, SCHWEGMANN, SHAW, STRAIN, WALKER, AND WELCH

AN ACT

To enact Part LVIII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.191 through 1300.196, relative to the Louisiana Elderly Medication Program; to provide for definitions; to create the Louisiana Elderly Medication Program; to provide for eligibility to provide for the responsibilities of the Office of Elderly Affairs within the governor's office; to provide for annual reporting; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

Message from the House**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

May 28, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 199—

BY REPRESENTATIVE DOWNS

A CONCURRENT RESOLUTION

To commend Leon Barmore upon his election to the Naismith Memorial Basketball Hall of Fame.

HOUSE CONCURRENT RESOLUTION NO. 201—

BY REPRESENTATIVE ALARIO

A CONCURRENT RESOLUTION

To urge and request the Department of Revenue to review and, if necessary, modify its policies and practices to be consistent with the Department of Revenue Policy and Procedure Memorandum No. 30.13 and Act No. 61 of the 2003 Regular Session of the Louisiana Legislature in order to achieve conformity with state law and legislative intent.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

House Concurrent Resolutions

Senator Lambert asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 199—

BY REPRESENTATIVE DOWNS

A CONCURRENT RESOLUTION

To commend Leon Barmore upon his election to the Naismith Memorial Basketball Hall of Fame.

The resolution was read by title. Senator Adley moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Lentini
Adley	Fontenot	Malone
Bajoie	Gautreaux	Marionneaux
Barham	Heitmeier	McPherson
Boissiere	Hines	Michot
Cain	Holden	Mount
Chaisson	Hollis	Romero
Cravins	Hoyt	Smith
Dardenne	Irons	Tarver
Dean	Johnson	Theunissen
Dupre	Jones, CD	Ullo
Ellington	Lambert	
Total—35		

NAYS

Total—0

ABSENT

Bean	Schedler
Jones, B	Thomas
Total—4	

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 201—

BY REPRESENTATIVE ALARIO

A CONCURRENT RESOLUTION

To urge and request the Department of Revenue to review and, if necessary, modify its policies and practices to be consistent with the Department of Revenue Policy and Procedure Memorandum No. 30.13 and Act No. 61 of the 2003 Regular Session of the Louisiana Legislature in order to achieve conformity with state law and legislative intent.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Revenue and Fiscal Affairs.

Motion to Recommit

Senator Cravins asked for and obtained a suspension of the rules and recommitted House Bill No. 1641 from the Committee on Judiciary B to the Committee on Judiciary C.

Rules Suspended

Senator Dupre asked for and obtained a suspension of the rules for the purpose of recalling Senate Resolution No. 57 from the Committee on Natural Resources.

SENATE RESOLUTION NO. 57—

BY SENATOR DUPRE

A RESOLUTION

To memorialize the Congress of the United States to take immediate and focused efforts to improve the enforcement of food import restrictions of seafood imports that contain the use of banned antibiotics, especially in foreign shrimp, and to clarify that testing of imported seafood should be done within the boundaries of the United States of America.

On motion of Senator Dupre, the resolution was read by title and adopted.

**Privilege Report of the Committee on
Senate and Governmental Affairs****ENROLLMENTS**

Senator Ullo, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

May 28, 2003

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Bills have been properly enrolled:

SENATE BILL NO. 32—
BY SENATOR DUPRE

AN ACT

To enact R.S. 38:291(U)(2)(d), relative to the Terrebonne Levee and Conservation District; to provide for the membership of the board of commissioners; and to provide for related matters.

SENATE BILL NO. 41—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 48:217(A), relative to roads and highways; to provide for the acquisition of rights-of-way on certain highway projects; and to provide for related matters.

SENATE BILL NO. 100—

BY SENATOR CAIN AND REPRESENTATIVE HILL
AN ACT

To designate a portion of Louisiana Highway 110 located in the town of Merryville as the "C.E. Buddy Slaydon Memorial Drive".

SENATE BILL NO. 101—

BY SENATOR CAIN AND REPRESENTATIVE HILL
AN ACT

To designate a portion of Louisiana Highway 109 and Highway 389 located in Beauregard Parish as the "Frank Hennigan Memorial Drive".

SENATE BILL NO. 109—

BY SENATOR DUPRE AND REPRESENTATIVES PITRE AND QUEZAIRE
AN ACT

To enact Part XV-A of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3086.21 through 3086.26, and to repeal Act No. 113 of the 1950 Regular Session, Act No. 192 of the 1952 Regular Session, Act No. 13 of the 1958 Extraordinary Session, Act No. 186 of the 1970 Regular Session, Act No. 393 of the 1981 Regular Session, Act No. 31 of the 1983 First Extraordinary Session, Act No. 905 of the 1991 Regular Session, Act No. 196 of the 1992 Regular Session, Act No. 953 of the 1995 Regular Session, Act No. 82 of the 1996 Extraordinary Session, Act No. 521 of the 1997 Regular Session, Act No. 2 of the 1998 Extraordinary Session, Act No. 803 of the 2001 Regular Session, Act No. 19 of the 2002 Extraordinary Session, and Act No. 95 of the 2002 Extraordinary Session, relative to the Bayou Lafourche Freshwater District; to codify certain existing laws governing the creation and powers, duties, functions, and responsibilities of the Bayou Lafourche Fresh Water District and the board of commissioners of the district; to provide for the powers, duties, functions, and responsibilities of the board; to provide for the selection of commissioners from the parish of Lafourche; and to provide for related matters.

SENATE BILL NO. 113—
BY SENATOR DUPRE

AN ACT

To enact R.S. 32:414(P), relative to motor vehicles; to provide for the suspension of a driver's license for certain criminal violations; and to provide for related matters.

SENATE BILL NO. 138—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 22:2016(A) and to enact R.S. 22:215.24, relative to health insurance; to provide for health insurance coverage for services rendered by registered nurse first assistants; and to provide for related matters.

SENATE BILL NO. 144—
BY SENATOR ROMERO

AN ACT

To enact R.S. 47:463.111, relative to motor vehicle license plates; to provide for a special prestige license plate for Junior Golf; to provide for its charge; to provide for the distribution and use of the monies; and to provide for related matters.

SENATE BILL NO. 172—
BY SENATOR MARIONNEAUX

AN ACT

To designate a certain portion of Louisiana Highway 75 as the Martin Luther King, Jr. Parkway; and to provide for related matters.

SENATE BILL NO. 256—
BY SENATOR DARDENNE

AN ACT

To enact R.S. 42:1159, relative to electronic access to certain information of the Board of Ethics; to require the Board of Ethics to make certain information accessible to the public via the Internet; and to provide for related matters.

SENATE BILL NO. 261—
BY SENATOR HOYT

AN ACT

To repeal R.S. 48:491(B)(3), relative to roads and highways; to provide with respect to local and parish roads and eliminate an exception for Vermilion Parish; and to provide for related matters.

SENATE BILL NO. 339—
BY SENATORS IRONS AND BAJOE

AN ACT

To enact R.S. 47:463.111, relative to motor vehicle license plates; to provide for a special prestige license plate for Invest in Children; to provide for its charge; to provide for the distribution and use of the monies; and to provide for related matters.

SENATE BILL NO. 353—
BY SENATOR MCPHERSON

AN ACT

To enact R.S. 32:408(B)(6), relative to driver's licenses; to provide for the office of motor vehicles to issue a temporary driver's permit under certain conditions; and to provide for related matters.

SENATE BILL NO. 364—
BY SENATORS THEUNISSEN AND MOUNT

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(a)(iii), relative to the Tuition Opportunity Program for Students; to provide relative to the duration of residency required for an independent and a dependent student; to provide relative to the eligibility of the dependent child of a member of the United States Armed Forces who is not and does not become a resident of the state, but who lives in the state under permanent change of station orders; to revise certain language; to revise certain citizenship

requirements; to reinstate awards to certain students based on citizenship status; and to provide for related matters.

SENATE BILL NO. 459—

BY SENATORS CAIN, MCPHERSON, MOUNT, SCHEDLER AND THEUNISSEN

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(a)(iii), relative to the Tuition Opportunity Program for Students; to provide relative to the eligibility of the dependent child of a member of the United States armed forces who is not and does not become a resident of the state, but who lives in the state under permanent change of station orders; to revise certain language; and to provide for related matters.

SENATE BILL NO. 471—

BY SENATORS HOYT, THEUNISSEN, THOMAS, DARDENNE AND MOUNT AND REPRESENTATIVES CRANE AND THOMPSON

AN ACT

To amend and reenact R.S. 9:154(A)(15) and (C), R.S. 17:3092(1) and (12), 3096(C), 3098(B)(2), and 3129.4(C)(1), and R.S. 44:4.1(B)(8), and to enact R.S. 9:154(A)(16), R.S. 17:3093(D)(1)(i), 3096(A)(1)(e) and (E)(3)(d), and 3098(B)(3), relative to the Student Tuition Assistance and Revenue Trust Program; to provide for administration of the program; to provide for certain education savings accounts to be presumed as abandoned property; to provide for and expand program participation; to provide for interest on accounts; to provide for refunds upon termination; to provide for the designation of beneficiaries; to exclude certain records pertaining to education savings accounts from the public records law; and to provide for related matters.

SENATE BILL NO. 581—

BY SENATOR LENTINI AND REPRESENTATIVE FAUCHEUX

AN ACT

To enact R.S. 22:1514.3, relative to liability insurance; to prohibit certain acts by bail bond producers; to provide for penalties for prohibited acts; and to provide for related matters.

SENATE BILL NO. 591—

BY SENATOR DARDENNE

AN ACT

To enact R.S. 33:9029.2(C), relative to cooperative endeavors involving the state; to require approval of public contracts for such cooperative endeavors by the State Bond Commission prior to execution; and to provide for related matters.

SENATE BILL NO. 621—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 47:463.94(C), relative to special prestige license plates; to provide for the royalty fee for the Camp Woodmen license plate; and to provide for related matters.

SENATE BILL NO. 665—

BY SENATOR HEITMEIER

AN ACT

To designate certain portions of Louisiana Highway 23 as the Mel Ott Parkway; and to provide for related matters.

SENATE BILL NO. 729—

BY SENATORS MCPHERSON AND SMITH

AN ACT

To amend and reenact R.S. 32:387.5, relative to special permits; to authorize vehicles traveling under special permits to use a portion of Interstate 49 as an alternate route for certain highways; and to provide for related matters.

SENATE BILL NO. 829—

BY SENATOR BARHAM AND REPRESENTATIVES McDONALD AND THOMPSON

AN ACT

To enact Part XXVI of Chapter 13 of Title 38, consisting of R.S. 38:3087.190 through 3087.194, relative to water conservation; to create the Morehouse Parish Lake Commission; to provide for powers, membership, officers, terms, meetings, and compensation of the commission; and to provide for related matters.

SENATE BILL NO. 854—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 32:364(A), relative to motor vehicles; to provide for certain safety devices on motor vehicles; and to provide for related matters.

SENATE BILL NO. 873—

BY SENATOR JOHNSON

AN ACT

To enact R.S. 33:4880, relative to illegal dumping; to authorize the governing authority for the parish of Orleans to increase the fine for illegal dumping; and to provide for related matters.

SENATE BILL NO. 953 (Duplicate of House Bill No. 458)—

BY SENATOR DARDENNE AND REPRESENTATIVE WELCH AND COAUTHORED BY SENATORS FIELDS AND FONTENOT AND REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 38:301(A)(3), relative to the authority of levee boards; to authorize the construction of bicycle paths and walkways along the main line levees of the Mississippi River in certain parishes; and to provide for related matters.

SENATE BILL NO. 988—

BY SENATORS MOUNT, CAIN AND HAINKEL AND REPRESENTATIVE JOHNS

AN ACT

To designate a certain portion of Louisiana Highway 27 in Calcasieu Parish as the Horace Lynn Jones Memorial Highway; and to provide for related matters.

SENATE BILL NO. 1043—

BY SENATOR CAIN AND REPRESENTATIVE HILL

AN ACT

To designate a portion of Louisiana Highway 394 in Beauregard Parish as the "Clayton Iles Memorial Highway".

SENATE BILL NO. 1047 (Substitute for Senate Bill No. 48)—

BY SENATOR HAINKEL AND REPRESENTATIVES BRUNEAU, POWELL AND SCHNEIDER

AN ACT

To designate a portion of Interstate 55 as the "Congressman Jimmy Morrison Highway".

SENATE BILL NO. 1093—

BY SENATOR FIELDS

AN ACT

To enact R.S. 47:463.111, relative to motor vehicle license plates; to provide for a special prestige license plate for the Louisiana Leadership Institute; to provide for its charge; to provide for the distribution and use of the monies; and to provide for related matters.

SENATE BILL NO. 1106—

BY SENATOR THOMAS

AN ACT

To designate a portion of Louisiana Highway 424 in Washington Parish as the "Simon S. Thomas Memorial Highway".

Respectfully submitted,
CHRIS ULLO
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

May 28, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 111—
BY REPRESENTATIVE HAMMETT AND SENATORS ELLINGTON AND HOLLIS

A CONCURRENT RESOLUTION

To urge and request the Department of Economic Development to review and recommend to the Rural Legislative Task Force legislation that would require certified capital companies to invest in community development corporations and similar entities.

HOUSE CONCURRENT RESOLUTION NO. 166—
BY REPRESENTATIVE MURRAY

A CONCURRENT RESOLUTION

To recognize and commend Marc Haydel Morial for his appointment as President and CEO of the National Urban League.

and asked that the President of the Senate affix his signature to the same.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

Message from the House

**SIGNED HOUSE BILLS AND
JOINT RESOLUTIONS**

May 28, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Bills and Joint Resolutions:

HOUSE BILL NO. 772 (Duplicate of Senate Bill No. 483)—
BY REPRESENTATIVE LEBLANC AND SENATOR SCHEDLER AND
COAUTHORED BY REPRESENTATIVES FRITH, MONTGOMERY,
NEVERS, AND THOMPSON

AN ACT

To amend and reenact R.S. 43:111(A)(9) and R.S. 51:1319(A)(2) and (B)(5) and to enact R.S. 43:111(A)(10) and R.S. 51:1319(B)(6), relative to authorization for advertising within the Louisiana Retirement Development Commission; to provide relative to authorization for the commission to develop guidelines to award a "Livable Louisiana Retirement Ready Community" seal of approval; to provide relative to authorization for the commission to purchase, print, and distribute advertisements, informational publications, and other promotional materials to promote

Louisiana as a retirement state; and to provide for related matters.

and asked that the President of the Senate affix his signature to the same.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

Leaves of Absence

The following leaves of absence were asked for and granted:

Bean 1 Day

Adjournment

Senator Lambert moved that the Senate adjourn until Thursday, May 29, 2003, at 1:30 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:30 o'clock P.M. on Thursday, May 29, 2003.

MICHAEL S. BAER, III
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk